

Each count charges a distinct crime. You must decide each count separately. The Defendant may be found guilty or not guilty of any or of all of the crimes charged. Except for Counts I-IV, which are alleged to be a continuous course of conduct by Mr. Hamlin over the time period alleged, the District Attorney has selected specific incidents to allegedly support the charges in Counts V through XVIII.

Count V (Penal Code Section 245(a)(1)): The alleged assault in the office at the Hamlin house on September 17, 2003.

Count VI (Penal Code Section 422): The alleged threat to kill Ms. Hamlin on the tape recording made on February 2, 2004.

{ Count VII (Penal Code Section 273.5): The alleged spousal abuse and false
Count VIII (Penal Code Section 236): imprisonment of Susan in the Hamlin bedroom the weekend Mark Steinberg was a visitor (February 7, 2004 to February 9, 2004).

Count IX (Penal Code Section 273.5): The rib breaking incident occurring on Super Bowl Sunday February 1, 2004.

Count X (Penal Code Section 245(a)(1)): The alleged assault by sword occurring on February 10, 2004 – February 11, 2004.

{ Count XI (Penal Code Section 422): The alleged holding of a gun on Ms. Hamlin
Count XII (Penal Code Section 236): and threats to kill her in bed on February 10, 2004 to February 11, 2004.

{ Count XIII (Penal Code Section 273.5) : The alleged spousal abuse, assaults
Count XIV (Penal Code Section 245(a)(1): and threats to kill Ms. Hamlin during
Count XV (Penal Code Section 422) : the Granite Bay van trip.

Count XVI (Penal Code Section 246.3): The alleged discharge of a gun by Mr. Hamlin during the family's ride in the van around the neighborhood between February 21, 2004 and February 22, 2004.

Count XVII (Penal Code Section 273.5(a): The alleged breaking of Ms. Hamlin's nose during the laundry room incident on February 22, 2004.

Count XVIII (Penal Code Section 245(a)(1): The alleged assault on Ms. Hamlin with a stick and pipe in the garage prior to going into the laundry room on February 22, 2004.

You must unanimously agree that Counts V through XVIII are supported by the specific incidents argued to you by the prosecutor. Mere overlap in time between the Counts would not necessarily require guilty verdicts. You must consider and find whether each of the elements of each of the crimes have been proven beyond a reasonable doubt during the time period alleged.

Eddie Keller
Judge

(16)

People of the State of California,

Plaintiff(s),

Case No. P04CRF0132

vs.

Richard William Hamlin,

Defendant(s).

QUESTIONS BY THE JURY

QUESTION:

We have testimony from Susan that says she was hit with the stick in the laundry room, but in your typed response to us you told us that Count XVIII is for the alleged assault on Ms. Hamlin with the stick & pipe prior to going into the laundry room. Which is it? And if the stick occurred in the laundry room, may we include that in considering Count XVI

Dated: 1/5/06 1145 hrs

Xb R

Foreperson

ANSWER (IF ANY) BY COURT

Your recollection is correct. My specification to Count XVIII was incorrect in part. The prosecution argued Count XVIII was supported by the use of both the board or stick and pipe. But you must unanimously agree on whether it was the board, pipe or both. You may not consider this evidence as to

Dated: 1/5/06

Eddie Keller

Judge of the Superior Court

Count XVII 1/105

Colin A. Ross, M.D.

PSYCHIATRIST
1701 GATEWAY, SUITE 349
RICHARDSON, TEXAS 75080-3644

March 14, 2006

Judge Eddie T. Keller
El Dorado County Superior Court
El Dorado, California

Dear Judge Keller,

Re: Richard Hamlin

I appeared in your court on 12/6/05 as a defense expert witness in the Richard Hamlin trial. I am writing to request that you set aside the jury verdict on the torture charge.

I believe that the California legislature did not intend California Penal Code sections 206 and 206.1 to be applied to cases like the Hamlin case.

As I understand it, these sections of the Penal Code were designed to address cases like the Larry Singleton case. In 1978 Larry Singleton chopped the arms off 15-year old Mary Vincent near Modesto and left her to die. She survived. Singleton was released from prison in 1987 after serving seven years, and subsequently murdered 31-year old Roxanne Hayes in Tampa, Florida in 1997. He died in prison in Florida before an execution date had been set.

Penal Code sections 206 and 206.1 are designed to protect the public from extreme assailants such as Larry Singleton, whose acts fall just short of murder. Richard Hamlin poses no such ongoing threat to the public. He is divorced from his wife and has never been accused of any act that remotely approaches the type of violence meant to be covered by 206 and 206.1.

It is particularly important to set aside the torture verdict because Mr. Hamlin was found innocent by the jury on many of the lesser charges. It is clear that the jury considered him innocent of many of the specific actions that he was charged with, and therefore did not understand that the torture charge carries a life sentence. Mr. Hamlin was not found guilty of any specific behavior that would support a torture charge.

It doesn't make any sense that a conviction for the acts of which Mr. Hamlin was found guilty by the jury carries a life sentence when some people convicted of rape and murder spend 5-15 years in jail.

EXHIBIT 3

During my work with Mr. Hamlin as a defense expert I spent many hours with him on the phone and also interviewed him in jail. In my opinion, Mr. Hamlin does not pose any ongoing threat to the public, Susan Hamlin or his children. He can be released into the community safely and can become a productive member of society again. I believe it is in the best interests of his children to have an opportunity to rebuild a relationship with him. This would be true in most cases of domestic discord, divorce, and spousal abuse, and in fact most abusive husbands do maintain ongoing relationships with their children, even when they have been convicted.

I believe it is in the best interests of both the Hamlin family and the people of California for the torture conviction to be set aside. Citizens of California should not be sent to jail for life when found guilty of specific acts that ordinarily would result in no jail time or a few years of incarceration. This is a misapplication of the Penal Code sections 206 and 206.1 that I am sure was never intended by the legislature.

Also, although Mr. Hamlin was found guilty on a number of counts, based on the evidence in the case I reviewed, there appeared to be considerable ambiguity and uncertainty concerning even the acts of which he was found guilty. But that is not my primary concern here: my concern is that a life sentence is far out of proportion to the acts of which he was found guilty.

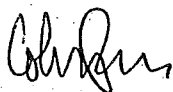
Susan Hamlin never required surgery, intravenous medication, a cast, stitches or other serious medical treatment. She was never knocked unconscious and did not suffer a concussion. She does not allege any ongoing physical problems as a result of Mr. Hamlin's behavior. Set in the context of spousal battery and abuse, which includes rape, murder and severe injury, the acts of which Mr. Hamlin was found guilty are not extreme.

As I testified at trial, my career, including teaching, treatment, writing, speaking and research, has been focused on understanding and treating the serious, long term consequences of child abuse, domestic violence and spousal abuse. I am not an apologist for perpetrators, and I am in favor of legal consequences for criminal behavior. In this case, however, I am convinced that a life sentence for torture is far out of proportion to the acts of which Mr. Hamlin was found guilty, and far out of proportion to the intent of the California legislature.

Richard Hamlin's case highlights the need for revision and clarification of the California Penal Code sections 206 and 206.1.

Thank you.

Sincerely,



Colin A. Ross, M.D.

To whom it may concern:

My name is Ryan A. Combs and I am an inmate at The Eldorado County Jail And I am housed with Mr. Richard Hamlin. Based on the last 3 months that I have spent incarcerated with Hamlin I would have to say that in my own opinion he is a great guy. If it wasnt for his advice me and my wife would be seperated. Not only that but he is the main reason That I found The Lord and he is a great rolemodel on the other inmates and myself. He is always willing to lend a helping hand and give advise. Hamlin is one of the leaders in our pods Bible studies and he always make sure we understand whats going on he is always willing to take the time to sit down with anyone and talk about anything and help fix any confusion about The Lords word.

Hamlin also is very active in the yard and tries to get everyone in on the games. All and All Hamlin is a great guy and rolemodel.

EXHIBIT 4

Sincerely
Ryan A Combs

To whom it may concern:

My name is, William Wellman and I have known Richard Hamlin for two full years! first off I will say that him and I have become very close friends and I would not think twice about my trust in him or his opinions! he is a very caring person and he's always trying to help someone out in any situation! seeing how I am considerably younger than he, I have looked to him somewhat as a father figure! I don't believe he is capable of anything as far fetched as torture and what that allegation may constitute! I hope that this letter of my opinion about this fine man, will help to shed light on who he really is. I say all these things with feeling and truth as I see it!

Sincerely;

William Wellman

3-8-05

to whom it may concern:

In my capacity as Jay pastor & Bible Teacher at the El Dorado Co, Calif, I have had time with Richard Hamlin in Bible classes and as Jay pastor - I find Richard well able to step back and see himself and others with an objective point of view.

Richard is faithful to attend Church & Bible Classes as well as recovery classes where we spend time searching our selves and our motives, I believe Richard approaches each of these classes with an open mind and a willingness to discover new and important things about himself that will benefit his own life as well as the life

of his family.

I thank you for the time you have
taken to read this letter & re play
that Richard will find favor
where he needs & deserves favor.

Jean Marlow
Jay Roster

Lori Koler, CPS
3057 Briw Road, Suite A
Placerville CA 95667

March 9, 2005

Brad Hamlin
384 Windward Way
Sacramento CA 95831
(916) 392-2892

Lori Koler:

Hello. I am Richard Hamlin's brother and have been in regular contact, in person and on the phone, with Richard since the first week of his arrest. I just want to go on record as saying that I've been extremely impressed with Richard's ongoing positive development in spite of his not being able to see his children. While faced with some very serious charges, he expresses clearly, first and foremost, his extreme concern for the health and welfare of his children. He misses them terribly, and I really believe he should be able to see them—or at the very least write his own kids. I am certain that Richard only has positive things to tell his boys and girls, and as their father, the children would certainly benefit from this experience.

Ryan, Alec, Claire, and Jennifer also have five cousins that would love to see them. I want you to know that we want to help in any way possible. Reunification with their father is top on the list, but the entire family remains deeply concerned and desperate for any information as to the current status of the children.

Please contact me if you have any questions or if you would like to discuss any aspect of bringing about the necessary healing that will help Richard's children move peacefully and safely away from this horrible present dilemma into a positive, healthy, future.

Sincerely,

Brad Hamlin

3-7-05

To whom it may concern,

I am writing this letter on behalf of Richard Hamlin. I would like to bring to your attention the warm and caring person he is.

I lived with Mr. Hamlin for almost a year. From the beginning 2004 until the end. I would like to state that within that year Hamlin's main focus was his kids. Even though Hamlin is fighting a life case of his own, he was always thinking of the well being of his kids. Him and I would talk a lot and many times he would cry to me about how he just wanted contact with his kids so he could know that they were ok and tell them he loves them.

I think Richard Hamlin should be in contact with his kids. I don't think it would do any harm. I think it is doing them harm by keeping their loving father away from them. Thank you for considering my letter.

Sincerely,
Nicholas Nugent

March 7, 2005

To Whom It May Concern:

I am Debbie Adragna, a friend and a legal runner for Richard Hamlin. I have known Richard for years and in this time I've seen a great, hard working father that put in a lot of his time into his work so he could provide for his family and their needs.

Richard is a loving, caring, and a devoted father who is devastated by not seeing his children who are the most important thing in his life at this moment. His children and their well-being is his number one concern.

Being his legal runner, I have been working with Richard extensively and I really have got a chance to get to know a father in pain when he speaks about each of his children. The way I have seen him handle his pain and being separated from his children, has been his reliance on his Christian faith. He has spent a lot of his past year while in custody growing in his faith and learning how to become a better parent. He uses his time to better himself as a person and a parent. He has so much love for his children and wants to have a positive role in their lives. I have seen Richard break down and cry.

Richard realizes working so many hours, now he regrets not spending more time at home with his family.

Being a mother myself, I cannot imagine how it feels to be apart from my children. I sincerely hope that Richard Hamlin will reunite with his children soon.

Sincerely,

Debbie Adragna

3/4/05

TO WHOM IT MAY CONCERN

I'M WRITING IN REGARDS TO RICHARD HAMILIN, I HAVE BEEN FRIENDS WITH RICHARD FOR THE PAST 6 MONTHS. IN THAT TIME PERIOD I HAVE BECAME GOOD FRIEND WITH HIM. HE HAS BEEN A VERY GOOD INFLUENCE ON ME DURING THIS TIME OF MY LIFE. I HAVE HEARD ABOUT RICHARD'S CASE AND WHAT HE HAS BEEN THROUGH AND HOW MUCH HE CARE'S ABOUT AND MISSES HIS CHILDREN. ALL HE WANT'S AND ALL HE CARE'S ABOUT ARE HIS KIDS. DURING MY INCARCERATION IN THE ELDORADO COUNTY JAIL I HAVE MET MANY DIFFERENT PEOPLE IN HERE, BUT RICHARD HAS BEEN THE MOST CONSTANT IN WHAT HE BELIEVES. HE HAS HELPED ME BECOME STRONGER IN MY FAITH AS CHRISTIAN FROM THE EXAMPLE HE HAS SHOWN ME WITH HIS OWN BELIEVE AS A CHRISTIAN. OUT OF THE 24 PEOPLE IN THIS POD, RICHARD IS THE MOST RESPECTABLE PERSON HERE.

THANK YOU FOR YOUR TIME

VANCE LOHAN

Vance Lohan

To whom it may concern:

3-3-05

My name is Henry Moles. I am currently an inmate here at the Eldorado County Jail. I've gotten to know Richard Hamlin on a very personal level. We have had serious discussions regarding his children. In result of these conversations I have seen nothing but deep sympathy in regards to his children. On a daily basis he never fails to mention to me how much he misses his kids, and how much he loves them. Hes told me of the fun times him and his kids used to have and how tight their relationship was untill this current situation. No matter how bad of a day Hamlin has had, I always see him hold a great attitude. In many ways Hamlin has provided me with fatherly advice that was able to get me through some problems I've had in here. That's something I have never been able to have because of not having a father in my life. I just want it to be known that unlike others guys I have met here, Hamlin puts his kids before himself. My Mom always told me that's what makes a good parent. I've seen as much as a child on a commercial break tear's to his eye's. In my opinion, any kid should be considered privileged to have a caring and loving Father like Hamlin.

Sincerely, Henry Moles

3-3-05

TO WHOM IT MAY CONCERN,

THIS LETTER IS IN REFERENCE TO RICHARD
HAMLIN, AND MY OPINION OF HIM AS A FATHER
AND ROLE MODEL. I HAVE ONLY KNOWN RICHARD
FOR 5 MONTHS NOW, BUT IN THAT TIME, I'VE
SPOKEN IN GREAT DETAIL WITH HIM - OF HIS
LOVE FOR HIS CHILDREN.

I UNDERSTAND THERE ARE CURRENTLY
PROBLEMS, BETWEEN RICHARD AND HIS CHILDREN'S
MOTHER. HONESTLY, I HAVE YET TO HEAR RICHARD
SPEAK NEGATIVELY ABOUT THE MOTHER, WHEN IT
COMES TO ANY CUSTODY ISSUES. I AM A CHILD FROM
DIVORCED PARENTS. I CAN REMEMBER THE PAIN
AND DISCOMFORT I FELT DURING MY PARENTS
ARGUMENTS AND DISAGREEMENTS. RICHARD HAMLIN
HAS SPOKE OF BEING VERY SUPPORTIVE OF HIS
CHILDREN'S FEELINGS. I'M SURE OUTSIDE, INVOLVED
PARTIES CAN APPRECIATE THIS.

RICHARD HAMLIN HAS ALSO, "TAKEN ME UNDER
HIS WING" TO HELP GUIDE ME TOWARDS A CHRISTIAN
AND PRODUCTIVE LIFE. THE MAN IS A TRULY LOVING
AND GOD-FEARING MAN. I'M SURE HIS CHILDREN
HAVE NOTHING BUT GREAT THINGS TO BENEFIT FROM
THEIR FATHER. ALL OF THIS... MEANS NOTHING AS
TO ALSO, HOW DEEPLY HE LOVES THE CHILDREN.

March 4, 2006

**Judge Eddie Keller
El Dorado County Jail
300 Forni Road
Placerville, CA 95667**

Dear Judge Keller:

I am writing in support of my nephew, Richard Hamlin, who is being sentenced by you on March 27th. Although I live and work here in New York City, I have been in touch with him during his life more than many aunts are: my sister was his mother and she died young. I have tried to fill in.

In this situation, my family view of both Susan and Richard is that they have made more bad decisions than I can believe, and those decisions have brought them to this state. I do believe that both were at fault, however, and at this time, it seems that only my nephew is paying a serious price.

Can his past record of extremely hard work, done with no support from his father and mother, be taken as a sign that he can re-do his life and make something of it?

I have seen that work at first hand; I helped him go to law school; I have listened to description of his cases and have been struck with his empathy for his clients. I did not expect it. I expected him to be merely businesslike and found this deeper reaction admirable.

My personal wish is that he get free as soon as possible so that he can begin to re-build himself, both for his sake and the sake of his children. It seems to me that he needs to work on the diagnosis of "narcissism" he received when a psychiatrist first saw him in Placerville.

I have contacted Dr. Nancy Otterness, recommended by a close friend of mine in Sacramento. She told me, when I called her a year or so ago, that her specialty is "lawyers who are in trouble," which seemed to be a rare coincidence.

It would be my wish that my nephew see her on a regular basis when he is out of jail; I know he can handle the task of earning a living, and I will stand behind him in any case, to help him get started.

He has a brother, Bradley, who is married to a thoroughly serious and stable woman and who also lives in Sacramento. Their family is healthy and happy. We want to make sure that Richard's children are that, as well.

I believe this experience in facing judgment has been good for my nephew: he told me of what it felt like to "face the judge and admit that I had done various things" that he was not proud of.

And, in keeping his composure and presenting a defense of his situation, he has shown a steadiness and maturity that has impressed me.

I hope that his situation will be resolved on the side of mercy.

Thank you.

Very truly yours,

A handwritten signature in cursive script, reading "Joan Thompson". The signature is written in dark ink and includes a stylized flourish at the end.

Patricia Joan Thompson
475 FDR Drive #L1004
New York, NY 10002

RE: Richard Hamlin
P05CRF0161

PROOF OF SERVICE

I am a citizen of the United States and a resident of the County of El Dorado. I am over the age of eighteen years and not a party to the within entitled action; my business address is 630 Main Street, Placerville, California.

On April 3, 2006, I served the within NOTICE OF MOTION AND MOTION TO SET ASIDE VERDICT OF GUILTY (PENAL CODE SECTION 1385) on the parties in said action, by hand:

Vicki Ashworth
EL DORADO COUNTY DISTRICT ATTORNEY
515 Main Street
Placerville, CA 95667

I, TARA J. ANGEL, declare under penalty of perjury, that the foregoing is true and correct.

Executed on April 3, 2006, at Placerville, California.


TARA J. ANGEL

MEDIA AGENCY (name): ABC NEWS PRIMETIME CHANNEL/FREQUENCY NO.: PERSON SUBMITTING REQUEST (name): CHRISTINE K. MURPHY ADDRESS: 147 Columbus Avenue NY, NY 10023 9th Floor TELEPHONE NO. 212.456.6583		FOR COURT USE ONLY
Insert name of court and name of judicial district and branch court, if any SUPERIOR COURT of CALIFORNIA - County of El Dorado PLACERVILLE, CA		
TITLE OF CASE: STATE OF CALIFORNIA VS RICHARD WILLIAM HAMLIN		
NAME OF JUDGE: HONORABLE EDDIE T. KELLER		
MEDIA REQUEST TO PHOTOGRAPH, RECORD, OR BROADCAST		CASE NUMBER: P04CRF 0132

1. PORTION OF THE PROCEEDINGS TO BE COVERED (e.g., particular witnesses at trial, the sentencing hearing, etc.):
ENTIRE PROCEEDING - Victim Impact Statements of SUSAN AND RYAN HAMLIN
2. DATE OF PROPOSED COVERAGE (specify): **MAY 5 2006 1:30 PM** this form at least five court days before the proposed coverage date. If not feasible, explain good cause for noncompliance.

3. TYPE OF COVERAGE:

- a. ☒ TV camera and recorder
 b. ☐ Still camera
 c. ☐ Motion picture camera
 d. ☒ Audio
 e. ☐ Other (specify):

4. ☐ SPECIAL REQUESTS OR ANTICIPATED PROBLEMS (specify).

Victim IMPACT Statements SUSAN HAMLIN, RYAN HAMLIN

5. ☐ INCREASED COSTS. This agency acknowledges that it will be responsible for increased court-incurred costs, if any, resulting from this media coverage (estimate): \$
☐ Amount unknown

6. PROPOSED ORDER. A completed, proposed order on Judicial Council form MC-510 is attached (required by Cal. Rules of Court, rule 980(e)(1)).

CERTIFICATION

I certify that if the court permits media coverage in this case, all participating personnel in this media agency will be informed of and will abide by the provisions of California Rules of Court, rule 980, the provisions of the court order, and any additional restrictions imposed by the court.

Date: **3-31-06**

CHRISTINE K. MURPHY
 (TYPE OR PRINT NAME)

[Signature]
 (SIGNATURE)

Telephone No: **212.456.6583**

Associate Producer
 (SUPERVISORY POSITION IN MEDIA AGENCY)

NOTICE OF HEARING (A hearing is optional.)

A HEARING will be held as follows:

Date:	Time:	Dept./Div.:	Room:
Address of the court:			

Clerk, by _____, Deputy



THE STATE BAR
OF CALIFORNIA

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

TELEPHONE: (415) 538-2000

TDD: (415) 538-2231

FAX: (415) 538-2220

DIRECT DIAL: (415) 538-2345

March 28, 2006

Criminal Court Clerk
El Dorado County Superior Court
495 Main Street
Placerville, CA 95667

Re: **Richard W. Hamlin, Case No. P04CRF0132**

Dear Court Clerk:

This office is responsible for monitoring the criminal charges/convictions of California attorneys pursuant to Business and Professions Code §§ 6101, et seq. Please note that Business and Professions Code section 6101(c) provides, in part:

The clerk of the court in which an attorney is convicted of a crime, shall within 48 hours after the conviction, transmit a certified copy of the record of conviction to the office of the State Bar ...

Please provide **individually certified copies** of the following documents for this particular case at your earliest opportunity:

- X Judgment/Sentencing**
- X Docket Sheet/Register of Actions**

Enclosed is a Notice of Appeal/Lack of Appeal form. Please complete the form and return the original in the postage pre-paid envelope.

If you have any questions, please do not hesitate to contact me at the number listed above. Thank you in advance for your cooperation and assistance.

Very truly yours,

Deborah Flores /ln

Deborah Flores
Paralegal / Conviction Monitoring

Enclosures

CMS

MAR 30 2006



THE STATE BAR
OF CALIFORNIA

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

OFFICE OF THE CHIEF TRIAL COUNSEL
ENFORCEMENT

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March 28, 2006

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El Dorado County Superior Court
495 Main Street
Placerville, CA 95667

Re: **Richard W. Hamlin, Case No. P04CRF0132**

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Very truly yours,

Deborah Flores /lw

Deborah Flores
Paralegal / Conviction Monitoring

Enclosures

MAR 30 2006

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
RICHARD WILLIAM HAMLIN

Case No: P04CRF0132

MINUTE ORDER

=====
Motion RE: TO CONTINUE BY DEFENSE

Date: 03/13/06 Time: 8:00 am Dept/Div: 2

=====
Charges: 1) 206 PC-F C, 2) 273A(B) PC-M C, 3) 273A(B) PC-M C, 4) 273A(B)
5) 245(A)(1) PC-F A, 6) 422 PC-F C, 7) 273.5(A) PC-F Q
--- MORE CHARGES for this Case/defendant ---

Honorable Judge EDDIE T. KELLER presiding
Clerk: Dahlgren S.
Court Reporter DeLacy K.
Bailiff K. SCHMALZ

Deputy District Attorney V. ASHWORTH present.
Defendant is present IN CUSTODY.
Defendant is represented by PRO PER.
Co-Counsel R. Banning present.

The Court has read Defense Motion To Continue.
Motion is GRANTED.

J&S hearing set for 03/27/2006 at 13:30 is ordered vacated.
MX hearing set for 03/27/2006 at 13:30 is ordered vacated.

Time is Waived.
Motion RE: VARIOUS set for 05/05/2006 at 13:30 in Department 2.
JUDGMENT and SENTENCING set for 05/05/2006 at 13:30 in Dept. 2

COURT ORDERS:

Defense has until 04-03-06 to file motions and
the People have until 04-21-06 to reply.

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.
Bail to remain as previously set.

cc: DIST ATTY / PUB DEF
RICHARD HAMLIN C/O JAIL

=====MINUTE ORDER END=====

Dispo

1 PUBLIC DEFENDER'S OFFICE
2 County of El Dorado
3 630 Main Street
4 Placerville, CA 95667
5 Telephone: (530) 621-6440

6 Attorneys for Defendant

FILED
06 MAR -7 AM 7:26

EL DORADO COUNTY
SUPERIOR COURT
BY 1080 DEPUTY

8 SUPERIOR COURT OF CALIFORNIA

9 COUNTY OF EL DORADO

10 THE STATE OF CALIFORNIA,

CASE NO: P05CRF0161

11 Plaintiff,

NOTICE OF MOTION AND
MOTION FOR CONTINUANCE;
DECLARATION IN SUPPORT
THEREOF; POINTS AND
AUTHORITIES

12 vs.

13 RICHARD HAMLIN,

14 Defendant(s).

Hearing Date: 3-13-06
Hearing Time: 8:00 a.m.
Department: 2

15 _____/
16
17 TO: GARY LACY, DISTRICT ATTORNEY OF EL DORADO COUNTY:

18 NOTICE IS GIVEN that on the date and time above-noted, or as
19 soon thereafter as the matter may be heard, in the department
20 above-noted, defendant RICHARD HAMLIN will move for an order
21 continuing the motion hearing and judgment and sentencing in this
22 case from 1:30 p.m. on Monday, March 27, 2006, to a date to be
23 determined.

24 This motion will be made on the grounds that a continuance is
25 needed in this case because defense counsel will not be prepared
26 to proceed on the date currently set for motion hearing.

27 This motion will be based on this notice of motion, the
28 attached declaration of ROBERT BANNING, the attached memorandum of

1 in conducting research for the post-trial motions. Mr. Hamlin has
2 certain points he is trying to research. However, the
3 availability of research materials to inmates at the
4 El Dorado County Jail has changed recently. Inmates can no longer
5 simply go to the jail's law library and consult books for research
6 purposes. Inmates must now submit written requests for certain
7 research materials. These requests are forwarded to an outside
8 research group, which collects the requested research materials
9 and then sends them back to the El Dorado County Jail. The
10 materials are then given to the inmate. The length of time needed
11 to fill the requests varies according to the materials requested.
12 Mr. Hamlin's most recent request took approximately one week to
13 complete. As can be imagined, these delays severely slow down the
14 research and writing process. Once Mr. Hamlin has written a draft
15 of a motion, that draft is given to me and the Public Defender's
16 Office prepares the formal motion.

17 The motions will raise issues that take time to research.
18 That is why the defense requested more time at the last court
19 appearance on February 3, 2006. At this time, the defense motion
20 based on Penal Code Section 1385 is mostly complete, but the
21 length of the motion is 17 pages at this time.

22 As a further example, as noted at the last court appearance,
23 the defense plans to bring a motion based on the 8th amendment to
24 the United States Constitution. That motion will require research
25 of comparable cases in order to set out the issue of what
26 constitutes cruel and unusual punishment. That research is also
27 proving to be time-consuming.

28 The defense understands that this Court wants to proceed to a

1 hearing on the motions and, if necessary, to judgment and
2 sentencing. The defense would remind this Court that the defense
3 is not interested in undue delay. However, the defense would also
4 remind this Court that on April 1, 2005, this case was set to
5 begin jury selection on May 24, 2005. On April 15, 2005, the
6 plaintiff filed in this court the present Indictment. The filing
7 of that Indictment caused trial to be delayed by five months.

8 The defense now asks for equal consideration, albeit not
9 equal delay, to prepare its post-trial motions. Mr. Hamlin
10 remains in custody with no bail set. Mr. Hamlin only has one
11 opportunity to submit motions that have been properly researched
12 and written in order to challenge, primarily, the life term that
13 looms for Count I, torture.

14 Mr. Hamlin is in custody but I am informed and believe that
15 he will agree to this re-setting.

16 I declare under penalty of perjury that the foregoing is true
17 and correct and executed on March 6, 2006, at
18 Placerville, California.

19
20
21 
22 ROBERT BANNING
23 Attorney for Defendant
24

25 MEMORANDUM OF POINTS AND AUTHORITIES

26 STATUTORY AUTHORITY

27 Penal Code Section 1050(b): "To continue any hearing in a
28 criminal proceeding,...a written notice shall be filed and served

1 on all parties...at least two days before the hearing..., together
2 with...declarations detailing specific facts showing that a
3 continuance is necessary...."

4 Dated: March 6, 2006.

5 Respectfully submitted,

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8 ROBERT BANNING
9 Attorney for Defendant
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RE: Richard Hamlin
P05CRF0161

PROOF OF SERVICE

I am a citizen of the United States and a resident of the County of El Dorado. I am over the age of eighteen years and not a party to the within entitled action; my business address is 630 Main Street, Placerville, California.

On March 7, 2006, I served the within NOTICE OF MOTION AND MOTION FOR CONTINUANCE; DECLARATION IN SUPPORT THEREOF; POINTS AND AUTHORITIES on the parties in said action, by hand:

Vicki Ashworth
EL DORADO COUNTY DISTRICT ATTORNEY
515 Main Street
Placerville, CA 95667

I, ROBERT BANNING, declare under penalty of perjury, that the foregoing is true and correct.

Executed on March 7, 2006, at Placerville, California.


ROBERT BANNING

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
RICHARD WILLIAM HAMLIN

Case No: P04CRF0132

MINUTE ORDER

=====

HEARING RE: Recpt. of Transcript/Motions

Date: 02/03/06 Time: 1:30 pm Dept/Div: 2

=====

Charges: 1) 206 PC-F C, 2) 273A(B) PC-M C, 3) 273A(B) PC-M C, 4) 273A(B)
5) 245(A)(1) PC-F A, 6) 422 PC-F C, 7) 273.5(A) PC-F Q

--- MORE CHARGES for this Case/defendant ---

Honorable Judge EDDIE T. KELLER presiding
Clerk: Dahlgren S.
Court Reporter DeLacy K.
Bailiff K. SCHMALZ

Deputy District Attorney V. ASHWORTH present.
Defendant is present IN CUSTODY.
Defendant is represented by PRO PER.
Co-Defense Counsel R. Banning present.

Counsel inform the Court they received the
requested court reporter transcripts recently.

Oral motion on behalf of Defense regarding more time to prepare
complex motions.
Motion is GRANTED.

Time is Waived.
Motion RE: VARIOUS set for 03/27/2006 at 13:30 in Department 2.
JUDGMENT and SENTENCING set for 03/27/2006 at 13:30 in Dept. 2

Probation Report is ordered for JUDGMENT and SENTENCING

COURT ORDERS:

Defense to file briefs for their motions by
03-06-06 and the People have until 03-22-06 to
reply.

Motions will be heard in the alternative and if
all Defense motions are denied; the Court will
proceed to judgment and sentencing.

Defense requests copies of Exhibit #s 53 to 81
and all the Jury questions and responses.
Motion is granted and the Clerk will prepare.

Defense also requests any information from
the People if the jurors spoke to them after the
trial for possible exculpatory evidence for a new
trial.

The People object.

2/23/06

Page: 2

Case Number : P04CRF0132 People vs. RICHARD HAMLIN
=====

COURT ORDERS:

If a juror spoke to the People or their Detectives
regarding any possible juror misconduct and the
People have evidence - they shall disclose it to
the Defense.

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.
Bail to remain as previously set.

cc: D A / PUB DEF / R. HAMLIN C/O JAIL

=====MINUTE ORDER END=====

Dispo

EL DORADO COUNTY SUPERIOR COURT
EXHIBIT ACTIVITY LOG

CASE NUMBER; PO4CRF0132

() DEATH PENALTY CASE

CASE NAME:

PEO. OF CALIF.

ATTORNEY'S NAME & ADDRESS

Petitioner/Pltf. VICKIE ASHWORTH

D.D.A.

VS.

RICHARD WILLIAM HAMLIN

Respondent/Deft. PRO PER / PUB. DEF.

R. BANNING

NOTICE RE: DESTRUCTION/RETURN

SENT: _____

Exhibits inventoried and released by S. Dahlgren, Courtroom Clerk

Date: 01-26-06 S. Dahlgren
Signature

Exhibits inventoried and received by _____, Exhibit Clerk

Date: _____
Signature

1. Exhibits:

(X) Per attached exhibit list.

() Items # 1, 5, 6 + 7 RETURNED TO EDSO PROPERTY.

(SEE ATTACHED)

2. Packaging of Exhibits:

3. Location in Exhibit Room:

Entered in Computer

4. Destruction/Return of Exhibits:

() Court Order attached

Date: _____

Destroyed by: _____
Print Name / Signature

Witnessed by: _____
Print Name/ Signature

Superior Court of the State of California
In and For
The County of El Dorado

495 Main Street
Placerville, CA 95667
(916) 621-6426
FAX (916) 622-9774

RECEIPT FOR RELEASE OF EVIDENCE

PEOPLE OF THE STATE
OF CALIFORNIA

CASE NO. PO4CRF0132

vs.

RICHARD WILLIAM HAMLIN

I hereby acknowledge receipt of evidence in the above-referenced case as follows:

Exhibit No. <u>#1</u>	Item: <u>.38 CAL. 2 SHOT DERRINGER</u>
Exhibit No. <u>#5</u>	Item: <u>9mm. BERETTA HANDGUN</u>
Exhibit No. <u>#6</u>	Item: <u>9mm. GLOCK HANDGUN</u>
Exhibit No. <u>#7</u>	Item: <u>LARGE SWORD + CASE</u>
Exhibit No. _____	Item: _____

Released By:

Date: 1-26-06

K. SCHMALZ 3071
Name

Received By:

Date: 1-26-06

[Signature] 0139
Name
EASO PROPERTY

STATE OF CALIFORNIA

Case No. P04CRF0132

VS

Date: 10/11/05

RICHARD WILLIAM HAMLIN

JURY TRIAL List of Exhibits

Page 1

Exh. No.	Offered By		Description	2005	2005	2005
	PEO	DEF		ID	ADMIT	REDACT
✓ 1	X		Deringer - small silver handgun	10/25/05	11/17/05	
✓ 2	X		Paintball gun - green and silver	10/25/05	11/17/05	
✓ 3	X		Black Taser	10/25/05	11/17/05	
✓ 4	X		Diagram by Ryan Hamlin	10/25/05	11/17/05	
✓ 5	X		Handgun - black baretta	10/25/05	11/17/05	
✓ 6	X		Handgun - glock	10/25/05	11/17/05	
✓ 7	X		Sword and case	10/25/05	11/17/05	
✓ 8	X		CD of video interview of Ryan Hamlin by Strasser	10/25/05	11/17/05	
✓ 8A	X		Transcript of the audio of video/CD Exh. #8	10/25/05	12/16/05	
✓ 9	X		Copy of Independent Living plan for Ryan	10/26/05		
✓ 10	X		Copy of letter to Dad from Ryan	10/26/05		
✓ 11	X		Gray padded ear protectors	10/26/05	11/17/05	
✓ 12	X		Black padded ear protectors	10/26/05	11/17/05	
✓ 13	X		CD/video of interview of Alec by Strasser	10/26/05	11/17/05	
✓ 13A	X		Transcript of the audio of video/CD Exh. #13	10/26/05	12/16/05	
✓ 14	X		Audio CD of Strasser interview with Alec	10/27/05	11/17/05	
✓ 14A	X		Transcript of audio CD Exh. #14	10/27/05	12/16/05	
✓ 15	X		CD/video of interview of Claire by C. Warchol	10/27/05	11/17/05	
✓ 15A	X		Transcript of audio CD Exh. #15	10/27/05	12/16/05	
✓ 16	X		Copy of letter to Sid Siemer re: lawsuit	11/02/05	11/17/05	
✓ 17	X		5 page copy of letter "Dear Sue"	11/02/05	12/14/05	
✓ 18	X		11 page copy of letter from Susan to her mom	11/02/05	12/14/05	
✓ 18A	X		Writings and letter from Glen Siemer	11/02/05		
✓ 18B	X		Writings by Susan Hamlin	11/02/05	12/14/05	
✓ 19	X		6 page copy of letter by Glen Siemer	11/02/05	12/14/05	
✓ 20	X		3 page copy of letter from Teri "Hi Sue"	11/02/05	12/14/05	
✓ 21	X		3 pg. Yellow legal-sized notes	11/02/05	12/14/05	
✓ 22	X		Small flowered card / letter to Sue	11/02/05	12/14/05	
✓ 23	X		Original letter from Glen "Howdy" 5 1/2" x 9"	11/02/05	12/14/05	
✓ 24	X		Letter from Susan to her mother	11/02/05	12/14/05	

List of Exhibits

PAGE 2

Offered By			Description	ID	ADMIT	REDACT
Exh. No.	P	D				
✓ 25	X		2 page copy of card w/underlines etc.	11/02/05	12/14/05	
✓ 26	X		Black calendar book, At-A-Glance, 8" x 11"	11/02/05	11/17/05	
✓ 27	X		CD / video of house condition, Hamlin residence	11/02/05	11/17/05	
✓ 28	X		CD/audio interview by Lensing of Susan 2-05-05	11/02/05	11/17/05	
✓ 28A	X		Transcript of audio on Exhibit #28	11/02/05	12/16/05	
W/D 28B	X		Audio tape of 02-05-05 interview of Susan	11/10/05		
✓ 29	X		CD of audio interview of Susan on 02-26-04	11/02/05	11/17/05	
✓ 29A	X		Transcript of audio on Exhibit #29	11/10/05	12/16/05	
W/D 29B	X		Audio tape of 02-26-04 Interview of Susan	11/10/05		
✓ 30	X		CD of audio interview of Susan on 02-28-04	11/02/05	11/17/05	
✓ 30A	X		Transcript of audio on Exhibit #30	11/02/05	12/16/05	
✓ 31	X		CD of video of interview of Susan on 03-01-05	11/02/05	11/17/05	
✓ 31A	X		Transcript of audio on Exhibit #31	11/02/05	12/16/05	
✓ 32	X		4 pg. Letter "Dear Dad"	11/02/05	11/17/05	
✓ 33	X		Small envelope with note	11/02/05	11/17/05	
✓ 34	X		Item addressed to Dr. Kent Thompson	11/02/05	11/17/05	
✓ 35	X		Envelope - counseling referral slip	11/02/05	11/17/05	
✓ 35A	X		Small card of orthodontic appointment reminder	11/30/05	12/14/05	
✓ 36	X		CD/audio of Hamlin recording Superbowl Sunday	11/03/05	11/17/05	
✓ 36A	X		Transcript of audio of Exhibit #36	11/03/05	12/16/05	
✓ 37	X		CD/audio of Def. Hamlin and Susan	11/03/05	11/17/05	
✓ 37A	X		Transcript of audio of Exhibit #37	11/03/05	12/16/05	
✓ 38	X		Papers and phone book pages	11/03/05	12/14/05	
✓ 39	X		Legal-size yellow paper with writings	11/03/05	12/14/05	
✓ 40	X		3 page lined paper with "Repudiate: Lying"	11/03/05	12/14/05	
✓ 41	X		Legal-size yellow paper w/ "Howard N. Milly"	11/03/05	12/14/05	
✓ 42	X		Dk. Blue calendar book "At-A-Glance" 2003	11/03/05	11/17/05	
✓ 43	X		Yellow evidence envelope containing pen	11/03/05	11/17/05	
✓ 43A	X		Contents of #43: pen in plastic ziplock bag	11/15/05	12/14/05	
✓ 44	X		3 page note on lined paper "Notes To Strasser"	11/08/05		
✓ 44A	X		Redacted copy of Exhibit #44	12/20/05	12/20/05	
✓ 45		X	1 page copy with letterhead "Gromis & Aguire"	11/08/05	12/14/05	
✓ 46		X	3 page typed document dated 08-10-03	11/08/05	12/14/05	
✓ 47		X	Black & white copy of photo; group of people	11/08/05	12/14/05	
✓ 48		X	Black & white copy of photo; child	11/08/05	12/14/05	

List of Exhibits

PAGE 3

		Offered By				
Exh. No.	P	D	Description	ID	ADMIT	REDACT
✓ 49		X	4 page document "Dear Layne, Glen and Terri"	11/08/05	12/14/05	
✓ 50		X	2 page copy "Keep the feeling of being..."	11/08/05	12/14/05	
✓ 51		X	2 page copy "From Siemer2@aol.com" 10-02-03	11/08/05	12/14/05	
✓ 52		X	1 page typed "Case Narrative"	11/09/05		
✓ 53		X	1 pg. Clinic Progress Record 01-04-00	11/09/05	11/09/05	
✓ 54		X	2 page Preventative Medicine Exam 03-02-00	11/09/05	11/09/05	
✓ 55		X	1 pg. Kaiser Permanente Message 03-14-00	11/09/05	11/09/05	
✓ 56		X	2 pg. Kaiser Dept. of Dermatology 08-22-00	11/09/05	11/09/05	
✓ 57		X	4 pg. Kaiser Report dated 09-12-00	11/09/05	11/09/05	
✓ 58		X	2 pg. Kaiser Patient Progress Record 11-13-00	11/09/05	11/09/05	
✓ 59		X	1 pg. Kaiser Clinic Progress Record 11-20-00	11/09/05	11/09/05	
✓ 60		X	4 pg. Kaiser Permanente Message 11-27-00	11/09/05	11/09/05	
✓ 61		X	3 pg. Kaiser Patient Progress Record 01-19-01	11/09/05	11/09/05	
✓ 62		X	3 pg. Kaiser Permanente Message 01-29-01	11/09/05	11/09/05	
✓ 63		X	12 pg. Kaiser Patient Progress Record 02-12-01	11/09/05	11/09/05	
✓ 64		X	1 pg. Kaiser Patient Progress Record 02-22-01	11/09/05	11/09/05	
✓ 65		X	1 pg. Kaiser Patient Progress Record 02-27-01	11/09/05	11/09/05	
✓ 66		X	1 pg. Radiology Report 03-05-01	11/09/05	11/09/05	
✓ 67		X	1 pg. Patient Progress Report 03-20-01	11/09/05	11/09/05	
✓ 68		X	8 pg. Kaiser Permanente Message 05-16-01	11/09/05	11/09/05	
✓ 69		X	1 pg. Kaiser Patient Progress Record 06-23-01	11/09/05	11/09/05	
✓ 70		X	2 pg. Kaiser Permanente Message 08-10-01	11/09/05	11/09/05	
✓ 71		X	4 pg. Kaiser Flexible Sigmoidoscopy 11-09-05	11/09/05	11/09/05	
✓ 72		X	4 pg. Kaiser Permanente Message 12-27-01	11/09/05	11/09/05	
✓ 73		X	1 pg. Kaiser Permanente Message 02-07-02	11/09/05	11/09/05	
✓ 74		X	1 pg. Kaiser Dermatology 04-05-02	11/09/05	11/09/05	
✓ 75		X	3 pg. Kaiser Permanente Message 05-30-02	11/09/05	11/09/05	
✓ 76		X	1 pg. Kaiser Permanente Message 06-06-02	11/09/05	11/09/05	
✓ 77		X	1 pg. Kaiser Permanente Message 07-01-02	11/09/05	11/09/05	
✓ 78		X	2 pg. Kaiser Permanente Message 07-01-02	11/09/05	11/09/05	
✓ 79		X	1 pg. Kaiser Permanente Message 08-14-02	11/09/05	11/09/05	
✓ 80		X	2 pg. Kaiser Smart Tool - Adult Medicine 09-03-02	11/09/05	11/09/05	
✓ 81		X	14 pg. Catholic Healthcare West 10-01-02	11/09/05	11/09/05	
✓ 82		X	11 pg. "FAX" to Christine dated 10-10-02	11/09/05	11/09/05	
✓ 83		X	1 pg. Kaiser Patient Progress Record 10-14-02	11/09/05	11/09/05	

List of Exhibits

PAGE 4

Exh. No.	Offered By		Description	ID	ADMIT	REDACT
	P	D				
✓ 84		X	6 pg. Headache Class Progress Report	11/09/05	11/09/05	
✓ 85		X	2 pages copy - 1 typed and 1 photo	11/09/05	12/14/05	
✓ 86		X	1 page copy "Dear Kelly" "December 29, 2003"	11/09/05	12/14/05	
✓ 87		X	2 page copy e-mail "Hi Nanci..."	11/09/05	12/14/05	
✓ 88		X	1 page copy e-mail "Dearest Susan..."	11/09/05	12/14/05	
✓ 89		X	1 page copy e-mail "Dear Chris, I don't know..."	11/09/05	12/14/05	
✓ 90		X	1 page copy e-mail "Christine, I was wondering..."	11/09/05	12/14/05	
✓ 91		X	1 page copy "12-29-03 Susan called Chris..."	11/09/05	12/14/05	
✓ 92		X	1 page half-sheet stapled to full-sheet "Dearest..."	11/09/05	12/14/05	
✓ 93		X	1 page copy e-mail "Dear Sue. Wed, 7 Jan 2004"	11/09/05	12/14/05	
✓ 94		X	1 page copy "Dear Laura"	11/09/05	12/14/05	
✓ 95		X	1 page copy "Sue phone call to Laura Lawson"	11/09/05	12/14/05	
✓ 96		X	1 page copy e-mail "Dear Susan"	11/09/05	12/14/05	
✓ 97		X	1 page copy e-mail "Hi Aunt Alta"	11/09/05	12/14/05	
✓ 98		X	1 page copy "Mom's miscarriage"	11/10/05		
✓ 99		X	1 page copy "I was taught that Christian"	11/10/05	12/14/05	
✓ 100		X	1 page copy "...After rolling in hay"	11/10/05		
✓ 101		X	1 page copy "Significant Discoveries"	11/10/05	12/14/05	
✓ 102		X	2 page copy "I have always felt"	11/10/05	12/14/05	
✓ 103		X	1 page copy "Sid (Satan) has been so good"	11/10/05	12/14/05	
✓ 104		X	1 page copy "Morgan - molest by Glen"	11/10/05	12/14/05	
✓ 105		X	4 page copy "6/8/03 p.88 Secret Survivors"	11/10/05	12/14/05	
✓ 106		X	1 page copy "Fourth Grade Mom-Daughter"	11/10/05	12/14/05	
✓ 107		X	1 page copy "Rehabilitation"	11/10/05	12/14/05	
✓ 108		X	1 page copy "Ltr from Rick - she talked..."	11/10/05	12/14/05	
✓ 109		X	1 page copy of envelope addressed to Denise K	11/10/05	12/14/05	
✓ 110		X	1 page copy "Nicer... Thought you might..."	11/10/05	12/14/05	
✓ 111		X	1 page copy "Affirm the trigger"	11/10/05	12/14/05	
✓ 112		X	1 page copy "Discovered that Sid has been..."	11/10/05	12/14/05	
✓ 113		X	1 page copy "Brainwashing was that..."	11/10/05	12/14/05	
✓ 114		X	1 page copy "current disappointment sparks"	11/10/05	12/14/05	
✓ 115		X	1 page copy "Hypnotic message"	11/10/05	12/14/05	
✓ 116		X	1 page copy "Hypnosis explains"	11/10/05	12/14/05	
✓ 117		X	1 page copy "thought: Sid used 1st diamond"	11/10/05	12/14/05	
✓ 118		X	1 page copy "Hypnosis Problems"	11/10/05	12/14/05	

LIST OF EXHIBITS

PAGE 5

Exh. No.	Offered By		Description	ID	ADMIT	REDACT
	P	D				
✓ 119		X	1 page copy "People can be hypnotized"	11/10/05	12/14/05	
✓ 120		X	2 page copy "Christ Lesson"	11/10/05	12/14/05	
✓ 121		X	1 page copy "Double Bind (Paradox)"	11/10/05	12/14/05	
✓ 122		X	1 page copy "Which precludes critical"	11/10/05	12/14/05	
✓ 123		X	1 page 8x14 "In childhood - My protector"	11/10/05	12/14/05	
✓ 124		X	1 page copy "5 Dimensions of our being"	11/10/05	12/14/05	
✓ 125		X	1 page copy "Henley's song 'Forgiveness'"	11/10/05	12/14/05	
✓ 126		X	1 page copy "Life in the fastlane"	11/10/05	12/14/05	
✓ 127		X	1 page copy "he had a home..."	11/10/05	12/14/05	
✓ 128		X	1 page copy "Portal description"	11/10/05	12/14/05	
✓ 129		X	1 page copy "Listened to body pains"	11/10/05	12/14/05	
✓ 130		X	3 page copy "Lisa"	11/10/05	12/14/05	
✓ 131		X	1 page copy "Discoveries - Memories"	11/10/05	12/14/05	
✓ 132		X	1 page copy "Is he considering molest"	11/10/05	12/14/05	
✓ 133		X	37 page document(s) "Legal mail"	11/10/05		
133-A		X	1 page copy "current disappointment sparks..."	11/10/05		
133-B		X	1 page copy "keep the feeling"	11/10/05		
133-C		X	1 page copy "the secret"	11/10/05		
133-D		X	1 page copy "1983 Sept"	11/10/05		
133-E		X	1 page copy "1984 Oct. 20"	11/10/05		
133-F		X	1 page copy "1991 Feb/March"	11/10/05		
133-G		X	1 page copy "2001 June"	11/10/05		
133-H		X	1 page copy "2000 Feb - 2000"	11/10/05		
133-I		X	1 page copy "Sid with Ryan"	11/10/05		
133-J		X	1 page copy "of note:"	11/10/05		
133-K		X	1 page copy "Sue's memories of Satan"	11/10/05		
133-L		X	1 page copy "Memories"	11/10/05		
133-M		X	1 page copy "Time"	11/10/05		
133-N		X	1 page copy "I was taught that Christian"	11/10/05		
133-O		X	1 page copy "Picnic at Goat Rock, CA" 2 photos	11/10/05		
133-P		X	1 page copy "Infor For Strasser"	11/10/05		
133-Q		X	1 page copy "confined to laundry room"	11/10/05		
133-R		X	1 page copy envelope to "Lisa"	11/10/05		
133-S		X	1 page copy "Lisa - As you now know"	11/10/05		
133-T		X	1 page copy "you have been involved in"	11/10/05		

LIST OF EXHIBITS

Page 6

Exh. No.	Offered By		Description	ID	ADMIT	REDACT
	P	D				
✓ 134		X	1 page copy "Glen called 11/3"	11/10/05	12-14-05	
✓ 135		X	Case narrative by Detective Murphy	11/10/05		
✓ 136		X	Wish survey for Alec	11/10/05	11/17/05	
✓ 137	X		2 page copy "January 12, 2004 Dear Glen"	11/15/05		
✓ 138	X		9 page copy "Health Record" baby book pages	11/15/05	12/14/05	
✓ 139	X		3 page copy yearbook signatures	11/15/05	12/14/05	
✓ 140	X		5 page copy "Thursday, September 04, 2003"	11/15/05	12/14/05	
✓ 141	X		CD of photos	11/15/05	11/17/05	
			142 to 174 are 8.5"x11" color prints of photos	11/15/05		
✓ 142	X		Ruler by inner calf, view of both calves	11/15/05	11/15/05	
✓ 143	X		Ruler by shin of leg	11/15/05	11/15/05	
✓ 144	X		Ruler by thigh - hip to knee right side view	11/15/05	11/15/05	
✓ 145	X		Ruler by hip - right view of hip to mid-thigh	11/15/05	11/15/05	
✓ 146	X		Ruler by inner thigh, left leg, crotch to knee view	11/15/05	11/15/05	
✓ 147	X		Ruler by left hip/buttock area	11/15/05	11/15/05	
✓ 148	X		Ruler by lower back	11/15/05	11/15/05	
✓ 149	X		Ruler by stomach area - front view	11/15/05	11/15/05	
✓ 150	X		Ruler by right side & back buttocks & lower back	11/15/05	11/15/05	
✓ 151	X		Ruler by left side and hip area	11/15/05	11/15/05	
✓ 152	X		Ruler by back side of right shoulder	11/15/05	11/15/05	
✓ 153	X		Ruler by back side of left arm	11/15/05	11/15/05	
✓ 154	X		Front view of woman's face	11/15/05	11/15/05	
✓ 155	X		View behind left ear	11/15/05	11/15/05	
✓ 156	X		Side view of left ear and cheek	11/15/05	11/15/05	
✓ 157	X		Right side view of face & hair, mouth not in view	11/15/05	11/15/05	
✓ 158	X		Ruler by right jawline and under chin	11/15/05	11/15/05	
✓ 159	X		Ruler by right side of face at angle	11/15/05	11/15/05	
✓ 160	X		Ruler by right corner view of face above chin	11/15/05	11/15/05	
✓ 161	X		Left ear and cheek	11/15/05	11/15/05	
✓ 162	X		Behind left ear	11/15/05	11/15/05	
✓ 163	X		Ruler by top of left forearm	11/15/05	11/15/05	
✓ 164	X		Ruler by upheld underside of left forearm	11/15/05	11/15/05	
✓ 165	X		Ruler by left side of lower back	11/15/05	11/15/05	
✓ 166	X		Ruler by left hip and waist	11/15/05	11/15/05	
✓ 167	X		Ruler by right hip and lower back	11/15/05	11/15/05	

LIST OF EXHIBITS

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		Offered By				
Exh. No.	P	D	Description	ID	ADMIT	REDACT
✓ 168	X		Ruler by left chest area, side view	11/15/05	11/15/05	
✓ 169	X		Ruler by right side, armpit to hip view	11/15/05	11/15/05	
✓ 170	X		Ruler in middle by lower back and buttocks	11/15/05	11/15/05	
✓ 171	X		Ruler by left hip and buttocks, side view	11/15/05	11/15/05	
✓ 172	X		Ruler by right side, view of hip and upper thigh	11/15/05	11/15/05	
✓ 173	X		Ruler by right side view of thigh	11/15/05	11/15/05	
✓ 174	X		Ruler by front view of calves, right calf turned	11/15/05	11/15/05	
✓ 175	X		6"x9" yellow evidence envelope w/Susan's blood	11/15/05	11/17/05	
✓ 176	X		Compact Disc of Power Point presentation	11/15/05	12/21/05	
✓ 177	X		Paper copy of Power Point presentation	11/15/05	12/21/05	
✓ 178	X		Color photo copy of point half of pen & ruler #8-15	11/15/05	11/15/05	
✓ 179	X		Color photo copy of black pen & ruler #1 - 13	11/15/05	11/15/05	
✓ 180	X		4"x9.5" yellow envelope "swabbing of bloodstain"	11/15/05	12/14/05	
✓ 181	X		6"x9" envelope w/blood sample, laundry room	11/15/05	12/14/05	
✓ 181-A	X		Small white envelope w/swab	11/15/05	12/14/05	
✓ 182	X		6"x9" envelope w/blood sampe, pass. Van seat	11/15/05	12/14/05	
✓ 182-A	X		Small white envelope w/swab	11/15/05	12/14/05	
✓ 183	X		Large diagram	11/17/05	11/17/05	
✓ 184	X		Large diagram	11/17/05	11/17/05	
✓ 185	X		Large diagram	11/17/05	11/17/05	
			186 to 218 are 8.5"x11" color prints of photos			
✓ 186	X		Photo: Left angle view of ear, neck and jaw	11/17/05	11/17/05	
✓ 187	X		Photo: Close-up front angle view of left ear	11/17/05	11/17/05	
✓ 188	X		Photo: Close-up view behind left ear	11/17/05	11/17/05	
✓ 189	X		Photo: Close-up view behind left ear, held back	11/17/05	11/17/05	
✓ 190	X		Photo: Close-up view of part of body	11/17/05	11/17/05	
✓ 191	X		Photo: Close-up view of part of body	11/17/05	11/17/05	
✓ 192	X		Photo: Close-up view of part of body	11/17/05	11/17/05	
✓ 193	X		Photo: Close-up view of part of body	11/17/05	11/17/05	
✓ 194	X		Photo: Hand and part of forearm, horizontal view	11/17/05	11/17/05	
✓ 195	X		Photo: Right jawline, eye to mid-neck view	11/17/05	11/17/05	
✓ 196	X		Photo: Right jawline, head tilted back	11/17/05	11/17/05	
✓ 197	X		Photo: View under chin and neck	11/17/05	11/17/05	
✓ 198	X		Photo: View of left side of body, armpit to hip	11/17/05	11/17/05	
✓ 199	X		Photo: View of hip, buttock and side of body	11/17/05	11/17/05	

LIST OF EXHIBITS

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		Offered By				
Exh. No.	P	D	Description	ID	ADMIT	REDACT
✓ 200	X		Photo: Right ear and upper cheek	11/17/05	11/17/05	
✓ 201	X		Photo: Behind right ear, upper half, held back	11/17/05	11/17/05	
✓ 202	X		Photo: Close-up of left cheek, nose & eye	11/17/05	11/17/05	
✓ 203	X		Photo: Close-up of body part, bent	11/17/05	11/17/05	
✓ 204	X		Photo: Close-up view back side of right shoulder	11/17/05	11/17/05	
✓ 205	X		Photo: Waist and lower back	11/17/05	11/17/05	
✓ 206	X		Photo: Close-view of left side, ribs and hip	11/17/05	11/17/05	
✓ 207	X		Photo: Close-view of left side waist area	11/17/05	11/17/05	
✓ 208	X		Photo: Close-view of rib area under breast	11/17/05	11/17/05	
✓ 209	X		Photo: Close-view of stomach area	11/17/05	11/17/05	
✓ 210	X		Photo: Right side view, rib down to below knee	11/17/05	11/17/05	
✓ 211	X		Photo: Front-view of woman, face and upper chest	11/17/05	11/17/05	
✓ 212	X		Photo: Close-front view of upper chest	11/17/05	11/17/05	
✓ 213	X		Photo: Close side-view of hip, buttock	11/17/05	11/17/05	
✓ 214	X		Photo: Top-inside view of left foot	11/17/05	11/17/05	
✓ 215	X		Photo: Close-view of body part	11/17/05	11/17/05	
✓ 216	X		Photo: Close -view of body part	11/17/05	11/17/05	
✓ 217	X		Photo: Close-view of four fingers, underside	11/17/05	11/17/05	
✓ 218	X		Photo: Inside of right calf, knee to ankle	11/17/05	11/17/05	
✓ 219	X		CD of photos Exhibit #s 186 to 218	11/17/05		
✓ 220	X		Envelope addressed to "Rita Haggerty"	11/17/05		
✓ 221	X		8"x11" paper with image of rib cage	11/17/05	11/17/05	
✓ 222	X		8"x11" paper with image of nose	11/17/05	11/17/05	
✓ 223	X		CD/audio of 2-11-04 phone message (Macumber)	11/17/05	11/17/05	
✓ 223-A	X		Transcript of Exhibit #223	11/17/05	11/17/05	
✓ 224	X		SDT for Lake Natoma Inn (wit. Solberg)	11/17/05	11/17/05	
✓ 225	X		Power Point presentation (Dr. Arnold & #s 221,222)	11/17/05	11/17/05	
✓ 226	X		1 page copy "Power And Control Wheel"	11/29/05	11/29/05	
✓ 226-A	X		CD/Power Point "Power And Control Wheel"	12/16/05		
✓ 227	X		1 page picture of tan-colored wall w/pinkish letters	11/29/05	11/29/05	
✓ 228		X	2 page letter from Sharon Bollum to Det. Strasser	11/30/05		
✓ 229	X		CD/audio of message to Lisa Clum	11/30/05	11/30/05	
✓ 229A	X		Transcript of Exhibit #229	11/30/05	12/14/05	
✓ 230	X		Cardboard box containing shredded books, etc.	11/30/05	12/14/05	
✓ 231		X	1 page copy w/red underlines "Sue - When I read"	11/30/05	12/14/05	

LIST OF EXHIBITS

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		Offered By				
Exh. No.	P	D	Description	ID	ADMIT	REDACT
✓ 232		X	2 page letter "Gromis and Aguire"	11/30/05	12/16/05	
✓ 233		X	2 page document "teri ltr., phone calls"	11/30/05		
✓ 234		X	1 page copy "Dear Sue" September 5, 2003	11/30/05		
✓ 235		X	3 page letter "Terri, Your letter is a pathetic..."	11/30/05	12/14/05	
✓ 236		X	Card: "From The Two Of Us"	11/30/05	12/14/05	
✓ 237		X	1 page copy "Accusations Rick has made"	11/30/05	12/14/05	
✓ 238	X		8"x11" color photo: woman's head, side view	12/01/05	12/01/05	
✓ 239	X		8"x11" color photo: woman's head, tilted up	12/01/05	12/01/05	
✓ 240		X	1 page copy "Call For Service Record"	12/01/05	12/16/05	
✓ 241	X		8"x11" color photo: flowered cloth w/stiched square	12/01/05	12/01/05	
✓ 242	X		" " photo: black gloved hand on flowered cloth	12/01/05	12/01/05	
✓ 243	X		" " photo: flowered cloth with small stain	12/01/05	12/01/05	
✓ 244	X		" " photo: gray chair seat & various papers	12/01/05	12/01/05	
✓ 245	X		" " photo: room, pink bedding, clothing & misc.	12/01/05	12/01/05	
✓ 246	X		" " photo: black shelf w/files and "DUI Contract"	12/01/05	12/01/05	
✓ 247	X		" " photo: floor, file drawers, papers, gray crate	12/01/05	12/01/05	
✓ 248	X		" " photo: floor, gray crate & coiled phone cord (lft)	12/01/05	12/01/05	
✓ 249	X		" " photo: top of wash machine with red smears	12/01/05	12/01/05	
✓ 250	X		Black paintball mask	12/01/05		
✓ 251	X		Black tire iron	12/01/05		
✓ 252	X		Paper grocery bag with 3 cans of spray paint	12/01/05	12/14/05	
✓ 253	X		Small box of "snake shot" ammunition	12/01/05	12/14/05	
✓ 254	X		Small evidence envelope with torn wedding photo	12/01/05		
✓ 255	X		Paper grocery bag containing 10 books	12/01/05	12/14/05	
✓ 256	X		Paper grocery bag of misc. & Carl's Jr. wrapper	12/01/05	12/14/05	
✓ 257	X		4 page document "Affidavit Of Custodian of Rec."	12/01/05	12/14/05	
✓ 258	X		10 page document, subpoenaed records Berkeley	12/01/05	12/14/05	
✓ 259	X		CD/Powerpoint Murphy and Hoagland	12/01/05	12/14/05	
✓ 260	X		CD/Powerpoint Lensing pictures	12/01/05	12/14/05	
✓ 261	X		CD/Powerpoint Hadies pictures	12/01/05	12/14/05	
✓ 262		X	4 page Curriculum Vitae Marcel B. Matley	12/06/05		
✓ 263		X	6 page Professional Publications of Mr. Matley	12/06/05		
✓ 264		X	3 page Testimonies of Marcel B. Matley	12/06/05		
✓ 265		X	Large fold-out board "Indicators Of Writing..."	12/06/05		
✓ 266		X	Large boards, samples of handwriting	12/06/05		

LIST OF EXHIBITS

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		Offered By				
Exh. No.	P	D	Description	ID	ADMIT	REDACT
✓ 267		X	8 page Bibliography - Effects Of Stress..."	12/06/05		
✓ 268		X	Curriculum Vitae of Colin Ross (48 pages)	12/06/05		
✓ 269	X		1 page copy of e-mail to Jennifer Hamilton 11-06-03	12/07/05	12/14/05	
✓ 270		X	1 page copy of Kate Campbell Craven's notes	12/08/05		
✓ 271		X	1 page copy "I stood up to Dad..."	12/08/05	12/14/05	
✓ 272		X	2 page letter "Sidney, I am writing to notify" 4/18/03	12/08/05	12/14/05	
✓ 273		X	4 page letter "Dear Dad, This is a letter"	12/08/05	12/14/05	
✓ 274		X	1 page fax "Child Molester Alert-Be Aware of Sid"	12/08/05	12/14/05	
✓ 275		X	1 page doc. "Memorandum... Child Molest Alert"	12/08/05	12/14/05	
✓ 276		X	2 page letter "Dear Judy, I am appealing to you"	12/08/05	12/14/05	
✓ 277		X	1 page letter from Gromis & Aguirre (gentlemen's)	12/08/05	12/14/05	
✓ 278		X	5 page orig. notes "Empathy for Rick - 1st priority"	12/08/05	12/14/05	
✓ 279		X	2 page doc. "Empathy for Rick - first priority"	12/08/05	12/14/05	
✓ 280		X	1 page copy "Pray immediately..."	12/08/05	12/14/05	
✓ 281		X	1 page copy "that triggers anger..."	12/08/05	12/14/05	
✓ 282		X	1 page copy "Dear Alta, This is Rick..."	12/13/05	12/14/05	
✓ 283		X	1 page copy "Good Morning, I found Laura's..."	12/13/05	12/14/05	
✓ 284		X	1 page copy "Susan, Still reeling from your call..."	12/13/05	12/14/05	
✓ 285		X	1 page copy of letter to "Nanci Vallenti"	12/13/05	12/14/05	
✓ 286		X	1 page copy of note "Susan called Chris" 12-29-03	12/13/05	12/14/05	
✓ 287		X	3 page copy of letter "Mr. Aguirre" Jan. 05, 2004	12/13/05	12/14/05	
✓ 288		X	1 page copy of e-mail "Dear Sue, It's been many..."	12/13/05	12/14/05	
✓ 289		X	1 page copy of e-mail "Hello Sue and Rick" Nancy	12/13/05	12/14/05	
✓ 290		X	1 page copy of note "The LEGAL PAD"	12/13/05	12/14/05	
✓ 291		X	1 page copy of note "Book of positive mantras..."	12/13/05	12/14/05	
✓ 292		X	1 page copy of note "Discoveries - Memories"	12/13/05	12/14/05	
✓ 293		X	1 page copy of note "I was taught that Christian..."	12/13/05	12/14/05	
✓ 294		X	4 page copy of notes incl. "Snuff Film"	12/13/05	12/14/05	
✓ 295		X	4 page copy of notes "1984 Engagement"	12/13/05	12/14/05	
✓ 296		X	Lg. Diagram by Richard Hamlin	12/13/05	12/14/05	
✓ 297		X	CD/video of Richard Hamlin interview 2-28-04	12/14/05	12/14/05	
✓ 297A		X	Transcript of audio portion of Exhibit #297	12/14/05	12/16/05	
✓ 298	X		8"X11" yellow paper	12/14/05	12/14/05	
✓ 299	X		2 page letter from Hamlin to Aguirre Dec. 03, 2003	12/14/05	12/14/05	
✓ 300	X		2 page letter from Hamlin to Aguirre Dec. 07, 2003	12/14/05	12/14/05	

LIST OF EXHIBITS

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Offered By						
Exh. No.	P	D	Description	ID	ADMIT	REDACT
✓ 301	X		2 page letter from Gromis & Aguirre Jun. 26,2003	12/14/05	12/14/05	

I HEREBY ACKNOWLEDGE RECEIPT OF ALL EXHIBITS LISTED ABOVE, EXCEPT ANY EXHIBITS MARKED "RETURNED". Deputy Clerk_____Date:_____

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
RICHARD WILLIAM HAMLIN

Case No: P04CRF0132

MINUTE ORDER

=====

HEARING RE: HUNG COUNTS / SET J&S / MTNS.

Date: 01/13/06 Time: 3:00 pm Dept/Div: 2

Charges: 1) 206 PC-F C, 2) 273A(B) PC-M C, 3) 273A(B) PC-M C, 4) 273A(B)
5) 245(A)(1) PC-F A, 6) 422 PC-F C, 7) 273.5(A) PC-F Q
--- MORE CHARGES for this Case/defendant ---

Honorable Judge EDDIE T. KELLER presiding
Clerk: Dahlgren S.
Court Reporter DeLacy K.
Bailiff K. SCHMALZ

Deputy District Attorney V. ASHWORTH present.
Defendant is present IN CUSTODY.
Defendant proceeds in Propria Persona.
Co-Defense Counsel R. Banning present.

AS TO THE "HUNG" COUNTS; 5 - 14 & 15:
The People inform the Court and Defense that
Counts 5 - 14 & 15 will not be re-tried.

Defense informs the Court they will be filing
various motions and need time to prepare.
Defense requests the Court Reporter transcripts
of the following witness' testimonies:
Detective Strasser - Detective Hoagland - Bowman
Deputy Buhman - Strauss or Krause - Whitfield
Rock and Lisa Clum - Mr. Matley - Dr. Roeder
Kim Dubach - Ron Short - Deputy Leikauf and the
People's closing argument.

COURT ORDERS:
Court Reporter K. DeLacy to prepare the requested
transcripts.
Mrs. DeLacy needs 2 to 3 weeks to prepare.

Time is Waived.
Hearing RE: Recpt. of Transcript/Motions set for 02/03/2006 at
13:30 in Department 2.

CUSTODY STATUS
Remains remanded to the custody of the Sheriff.
Bail to remain as previously set.

=====MINUTE ORDER END=====

Dispo

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
RICHARD WILLIAM HAMLIN

Case No: P04CRF0132

MINUTE ORDER

=====

JURY TRIAL (In Progress)

Date: 01/10/06 Time: 8:30 am Dept/Div: 2

=====

Charges: 1) 206 PC-F C, 2) 273A(B) PC-M C, 3) 273A(B) PC-M C, 4) 273A(B)
5) 245(A)(1) PC-F A, 6) 422 PC-F C, 7) 273.5(A) PC-F Q
--- MORE CHARGES for this Case/defendant ---

**** JURY TRIAL - DAY 38 ****

Honorable Judge EDDIE T. KELLER presiding
Clerk: Dahlgren S.
Court Reporter DeLacy K.
Bailiff K. SCHMALZ

At 8:30 a.m. the Jury arrives to continue deliberations.
At 11:45 a.m. the Jury informs the Bailiff that they have
reached verdicts on 15 counts and are hung
on 3 counts.
All parties called to come to court at 1:30 p.m.

NOON RECESS

At 13:24 p.m. court convenes on the record - absent the
Jury.

The Court advises all present including the
audience that there will be no emotional outbursts
or someone may be asked to leave the courtroom.

The Jury is brought into court.

The Court inquires of the Jury whether they
have reached verdicts and to confirm the message
that 15 counts have verdicts and 3 counts are
deadlocked.

The Court asks if any further assistance would
help the Jury and they answer "no".

The Court asks if the Jury believes they are
hopelessly deadlocked.

Each juror answers "yes".

The foreperson advises the Court of the splits.

The Court declares the Jury hopelessly deadlocked
as to Counts 5 - 14 and 15.

The verdicts are handed to the Court via the
Bailiff and the Court examines them.

The Judicial Assistant reads the verdicts and
they are as follows:

VERDICTS:

AS TO COUNT 1:

Case Number : P04CRF0132 People vs. RICHARD HAMLIN
=====

We, the jury in the above entitled action, find the defendant
RICHARD W. HAMLIN guilty of TORTURE, violation of section F206
PC, charged in Count 1.

AS TO COUNT 2:

Jury reaches a Verdict on Count 2, to a lesser included offense,
a violation of Section 273A(B) PC.

We, the jury in the above entitled action, find the defendant
RICHARD W. HAMLIN guilty of CRUELTY TO CHILD, violation of
section 273A(B) PC, charged in Count 2.

AS TO COUNT 3:

Jury reaches a Verdict on Count 3, to a lesser included offense,
a violation of Section 273A(B) PC.

We, the jury in the above entitled action, find the defendant
RICHARD W. HAMLIN guilty of CRUELTY TO CHILD, violation of
section 273A(B) PC, charged in Count 3.

AS TO COUNT 4:

Jury reaches a Verdict on Count 4, to a lesser included offense,
a violation of Section 273A(B) PC.

We, the jury in the above entitled action, find the defendant
RICHARD W. HAMLIN guilty of CRUELTY TO CHILD, violation of
section 273A(B) PC, charged in Count 4.

AS TO COUNT 5:

HUNG JURY.

AS TO COUNT 6:

We, the jury in the above entitled action, find the defendant
RICHARD W. HAMLIN guilty of CRIMINAL THREATS, violation of
section F422 PC, charged in Count 6.

AS TO COUNT 7:

We, the jury in the above entitled action, find the defendant
RICHARD HAMLIN Not Guilty of CORP. INJ/SPOUSE, violation of
F273.5(A) PC charged in Count 7.

AS TO COUNT 8:

We, the jury in the above entitled action, find the defendant
RICHARD HAMLIN Not Guilty of FALSE IMPR./VIOL., violation of
F236 PC charged in Count 8.

AS TO COUNT 9:

We, the jury in the above entitled action, find the defendant
RICHARD HAMLIN guilty of CORP. INJ/SPOUSE, violation of section
F273.5(A) PC, charged in Count 9.

Jury Finds Enhancement GF-12022.7(E) PC in Count 9, NOT TRUE.

AS TO COUNT 10:

We, the jury in the above entitled action, find the defendant
RICHARD HAMLIN Not Guilty of ASSAULT/GBI, violation of
F245(A) (1) PC charged in Count 10.

Case Number : P04CRF0132 People vs. RICHARD HAMLIN
=====

AS TO COUNT 11:

We, the jury in the above entitled action, find the defendant
RICHARD HAMLIN Not Guilty of CRIMINAL THREATS, violation of F422
PC charged in Count 11.

AS TO COUNT 12:

We, the jury in the above entitled action, find the defendant
RICHARD HAMLIN Not Guilty of FALSE IMPR./VIOL., violation of
F236 PC charged in Count 12.

AS TO COUNT 13:

We, the jury in the above entitled action, find the defendant
RICHARD HAMLIN guilty of CORP. INJ./SPOUSE, violation of section
F273.5(A) PC, charged in Count 13

AS TO COUNT 14:

HUNG JURY.

AS TO COUNT 15:

HUNG JURY.

AS TO COUNT 16:

We, the jury in the above entitled action, find the defendant
RICHARD HAMLIN Not Guilty of DISCH. FIREARM/GROSS, violation of
F246.3 PC charged in Count 16

AS TO COUNT 17:

We, the jury in the above entitled action, find the defendant
RICHARD HAMLIN guilty of CORP. INJ. SPOUSE, violation of section
F273.5(A) PC, charged in Count 17
Jury Finds Enhancement GF-12022.7(E)PC in Count 17, NOT TRUE.

AS TO COUNT 18:

We, the jury in the above entitled action, find the defendant
RICHARD HAMLIN Not Guilty of ASSAULT / GBI, violation of
F245(A)(1) PC charged in Count 18.

The Defendant and Defense Counsel Banning
want the Jury to be polled on Count One (1) only.
The Court asks each juror if the verdict as to
Count One (1) is their verdict.
Each juror answers that it is.

The Court declares the verdicts reached to be
final and complete and entered into the minutes
of the court.

The Court advises the jurors that their names
are sealed and not available unless by order
of the Court.

At 13:45 p.m. -

The Court thanks and excuses the Jury.
The Jury leaves the courtroom.

2/23/06

Page: 4

Case Number : P04CRF0132 People vs. RICHARD HAMLIN
=====

Defense informs the Court that they will make
pre-sentence motions and need time to prepare
them.

As to the three hung counts: 5 - 14 & 15; the
People will announce their intentions on 01-13-06.

Hearing RE: HUNG COUNTS / SET J&S / MTNS. set for 01/13/2006 at
15:00 in Department 2

At 13:48 p.m. bench conference held re: access at the
jail for the Defendant.

At 13:51 p.m. court adjourns.

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.
Bail to remain as previously set.

=====MINUTE ORDER END=====

=====MINUTE ORDER END=====

Dispo

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EL DORADO CO. SUPERIOR CT.

FILED Jan. 10, 2006

BY S. Baheg
Deputy

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **TORTURE**, in violation of Penal Code Section 206, as charged in Count I of the INDICTMENT.

Dated: 3 January 2006


Jury Foreperson

EL DORADO CO. SUPERIOR CT.
FILED Jan. 10, 2006
BY SDaheg
Deputy

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN


Defendant.

P05CRF0161
P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, not guilty of the crime of **CHILD ABUSE AND ENDANGERMENT** upon Ryan Hamlin, in violation of Penal Code Section 273a(a), as charged in Count II of the INDICTMENT.

Dated: 5 January 2006


Jury Foreperson

EL DORADO CO. SUPERIOR CT

FILED Jan. 10, 2006
S. Bahr
Deputy

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

P05CRF0161

Plaintiff,

vs.

RICHARD W. HAMLIN


Defendant.

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **CRUELTY TO CHILD BY CAUSING A CHILD TO SUFFER UNJUSTIFIABLE MENTAL SUFFERING** upon Ryan Hamlin, in violation of Section 273a(b), a lesser included crime to that charged in Count II of the INDICTMENT.

Dated:

5 January 2006


Jury Foreperson

EL DORADO CO. SUPERIOR CT
FILED Jan. 10, 2006
Stahly
Deputy

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, not guilty of the crime of **CHILD ABUSE AND ENDANGERMENT** upon Alec Hamlin, in violation of Penal Code Section 273a(a), as charged in Count III of the INDICTMENT.

Dated: 5 January 2006

[REDACTED]

Jury Foreperson

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COURADO CO SUPERIOR CT.
FILED Jan. 10, 2006
BY J. Danley

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

P05CRF0161

Plaintiff,

vs.


RICHARD W. HAMLIN

Defendant.

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **CRUELTY TO CHILD BY CAUSING A CHILD TO SUFFER UNJUSTIFIABLE MENTAL SUFFERING** upon Alec Hamlin, in violation of Section 273a(b), a lesser included crime to that charged in Count III of the INDICTMENT.

Dated: 5 8 January 2006


Jury Foreperson

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EL DORADO CO. SUPERIOR CT
FILED Jan. 10, 2006
BY *Stahlg*
Clerk

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, not guilty of the crime of **CHILD ABUSE AND ENDANGERMENT** upon Clare Hamlin, in violation of Penal Code Section 273a(a), as charged in Count IV of the INDICTMENT.

Dated: 3 January 2006

[Redacted Signature]

Jury Foreperson

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EL DORADO CO. SUPERIOR CT.
FILED Jan. 10, 2006
Dahlgren

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

P05CRF0161

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **CRUELTY TO CHILD BY CAUSING A CHILD TO SUFFER UNJUSTIFIABLE MENTAL SUFFERING** upon Clare Hamlin, in violation of Section 273a(b), a lesser included crime to that charged in Count IV of the INDICTMENT.

Dated: 3 January 2006


Jury Foreperson

FILED Jan. 10, 2006
S. Sahlgren

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **CRIMINAL THREATS**, in violation of Penal Code Section 422, as charged in Count VI of the INDICTMENT.

Dated:

~~28 December 2005~~ ^{NP}

3 January 2006


Jury Foreperson

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EL DORADO CO. SUPERIOR CT.
FILED Jan. 10, 2006
BY *Stahlg*

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN


Defendant.

P05CRF0161
P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **CORPORAL INJURY TO SPOUSE**, in violation of
Penal Code Section 273.5(a), as charged in Count VII of the INDICTMENT.

Dated: *29 December 2005*


Jury Foreperson

EL DORADO CO. SUPERIOR CT.
FILED Jan. 10, 2006
by [Signature]

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, not guilty of the crime of **FALSE IMPRISONMENT BY VIOLENCE**, in violation of Penal Code Section 236, as charged in Count VIII of the INDICTMENT.

Dated:

28 December 2005

[Redacted Signature]
Jury Foreperson

EL DORADO CO. SUPERIOR CT
FILED Jan. 10, 2006
Stahle
County

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **CORPORAL INJURY TO SPOUSE**, in violation of Penal Code Section 273.5(a), as charged in Count IX of the INDICTMENT.

We, the jury impaneled in the above entitled action further find that the Defendant, RICHARD W. HAMLIN, in the the commission of the above offense (circle one)

DID

DID NOT

personally inflict great bodily injury upon Susan Hamlin, within the meaning of Penal Code Section 12022.7.

Dated: 10 January 2006

Jury Foreperson

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EL DORADO CO. SUPERIOR CT.
FILED Jan. 10, 2006
BY SDahlg
(deputy)

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, not guilty of the crime of **ASSAULT BY MEANS LIKELY TO PRODUCE GREAT BODILY INJURY**, in violation of Penal Code Section 245(a)(1), as charged in Count X of the INDICTMENT.

Dated: 10 January 2006


Jury Foreperson

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EL DORADO CO SUPERIOR CT.
FILED Jan. 10, 2006
BY: Stahlgren
Clerk

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN


Defendant.

P05CRF0161
P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **CRIMINAL THREATS**, in violation of Penal Code
Section 422, as charged in Count XI of the INDICTMENT.

Dated: 5 January 2006


Jury Foreperson

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EL DORADO CO. SUPERIOR CT.

FILED Jan. 10, 2006
BY Sahley

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **FALSE IMPRISONMENT BY VIOLENCE**, in violation
of Penal Code Section 236, as charged in Count XII of the INDICTMENT.

Dated: 28 December 2005


Jury Foreperson

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EL DORADO CO. SUPERIOR CT
FILED Jan. 10, 2006
BY Stahly
Reply

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, guilty of the crime of **CORPORAL INJURY TO SPOUSE**, in violation of Penal
Code Section 273.5(a), as charged in Count XIII of the INDICTMENT.

Dated:

29 December 2005


Jury Foreperson

EL DORADO CO. SUPERIOR CT.

FILED Jan. 10, 2006

BY Stahlg
Disput

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, not guilty of the crime of **DISCHARGE OF FIREARM WITH GROSS NEGLIGENCE**, in violation of Penal Code Section 246.3, as charged in Count XVI of the INDICTMENT.

Dated:

4 January 2006


Jury Foreperson

EL DORADO CO. SUPERIOR CT.

FILED

Jan. 10, 2006

BY

SBahlg
Deputy

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **CORPORAL INJURY TO SPOUSE**, in violation of Penal Code Section 273.5(a), as charged in Count XVII of the INDICTMENT.

We, the jury impaneled in the above entitled action further find that the Defendant, RICHARD W. HAMLIN, in the the commission of the above offense (circle one)

DID

DID NOT

personally inflict great bodily injury upon Susan Hamlin, within the meaning of Penal Code Section 12022.7.

Dated:

5 January 2006

Jury Foreperson

EL DORADO CO. SUPERIOR CT.

FILED Jan. 10, 2006

BY Staley
Deputy

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.


P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, not guilty of the crime of **ASSAULT BY MEANS OF FORCE LIKELY TO PRODUCE GREAT BODILY INJURY**, in violation of Penal Code Section 245(a)(1), as charged in Count XVIII of the INDICTMENT.

Dated: 10 January 2006


Jury Foreperson

EL DORADO CO. SUPERIOR CT.

FILED

BY

Deputy

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, not guilty of the crime of **TORTURE**, in violation of Penal Code Section 206, as charged in Count I of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, guilty of the crime of **CHILD ABUSE AND ENDANGERMENT** upon Ryan
Hamlin, in violation of Penal Code Section 273a(a), as charged in Count II of the
INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

P05CRF0161

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **CRUELTY TO CHILD BY CAUSING A CHILD TO**
SUFFER UNJUSTIFIABLE MENTAL SUFFERING upon Ryan Hamlin, in violation of
Section 273a(b), a lesser included crime to that charged in Count II of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, guilty of the crime of **CHILD ABUSE AND ENDANGERMENT** upon Alec
Hamlin, in violation of Penal Code Section 273a(a), as charged in Count III of the
INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **CRUELTY TO CHILD BY CAUSING A CHILD TO**
SUFFER UNJUSTIFIABLE MENTAL SUFFERING upon Alec Hamlin, in violation of
Section 273a(b), a lesser included crime to that charged in Count III of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **CHILD ABUSE AND ENDANGERMENT** upon Clare Hamlin, in violation of Penal Code Section 273a(a), as charged in Count IV of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

P05CRF0161

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **CRUELTY TO CHILD BY CAUSING A CHILD TO**
SUFFER UNJUSTIFIABLE MENTAL SUFFERING upon Clare Hamlin, in violation of
Section 273a(b), a lesser included crime to that charged in Count IV of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, guilty of the crime of **ASSAULT BY MEANS OF FORCE LIKELY TO
PRODUCE GREAT BODILY INJURY**, in violation of Penal Code Section 245(a)(1), as
charged in Count V of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **ASSAULT BY MEANS OF FORCE LIKELY TO
PRODUCE GREAT BODILY INJURY**, in violation of Penal Code Section 245(a)(1), as
charged in Count V of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

~~P04~~CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **CRIMINAL THREATS**, in violation of Penal Code
Section 422, as charged in Count VI of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, guilty of the crime of **CORPORAL INJURY TO SPOUSE**, in violation of Penal
Code Section 273.5(a), as charged in Count VII of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, guilty of the crime of **FALSE IMPRISONMENT BY VIOLENCE**, in violation of
Penal Code Section 236, as charged in Count VIII of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **CORPORAL INJURY TO SPOUSE**, in violation of
Penal Code Section 273.5(a), as charged in Count IX of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, guilty of the crime of **ASSAULT BY MEANS LIKELY TO PRODUCE GREAT**
BODILY INJURY, in violation of Penal Code Section 245(a)(1), as charged in Count X of the
INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **CRIMINAL THREATS**, in violation of Penal Code Section 422, as charged in Count XI of the INDICTMENT.

We, the jury impaneled in the above entitled action further find that the Defendant, RICHARD W. HAMLIN , in the the commission of the above offense (circle one)

WAS WAS NOT
armed with a firearm within the meaning of Penal Code Section 12022(a)(1).

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **FALSE IMPRISONMENT BY VIOLENCE**, in violation of Penal Code Section 236, as charged in Count XII of the INDICTMENT.

We, the jury impaneled in the above entitled action further find that the Defendant, RICHARD W. HAMLIN , in the the commission of the above offense (circle one)

WAS

WAS NOT

armed with a firearm within the meaning of Penal Code Section 12022(a)(1).

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **CORPORAL INJURY TO SPOUSE**, in violation of
Penal Code Section 273.5(a), as charged in Count XIII of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **ASSAULT BY MEANS LIKELY TO PRODUCE GREAT BODILY INJURY**, in violation of Penal Code Section 245(a)(1), as charged in Count XIV of the INDICTMENT.

We, the jury impaneled in the above entitled action further find that the Defendant, RICHARD W. HAMLIN , in the the commission of the above offense (circle one)

DID

DID NOT

personally use a firearm within the meaning of Penal Code Section 12022.5(a).

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **ASSAULT BY MEANS LIKELY TO PRODUCE**
GREAT BODILY INJURY, in violation of Penal Code Section 245(a)(1), as charged in Count
XIV of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, guilty of the crime of **CRIMINAL THREATS**, in violation of Penal Code Section 422, as charged in Count XV of the INDICTMENT.

We, the jury impaneled in the above entitled action further find that the Defendant, RICHARD W. HAMLIN , in the the commission of the above offense (circle one)

DID

DID NOT

personally use a firearm within the meaning of Penal Code Section 12022.5(a).

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W. HAMLIN, not guilty of the crime of **CRIMINAL THREATS**, in violation of Penal Code Section 422, as charged in Count XV of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, guilty of the crime of **DISCHARGE OF FIREARM WITH GROSS**
NEGLIGENCE, in violation of Penal Code Section 246.3, as charged in Count XVI of the
INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, not guilty of the crime of **CORPORAL INJURY TO SPOUSE**, in violation of
Penal Code Section 273.5(a), as charged in Count XVII of the INDICTMENT.

Dated:

Jury Foreperson

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO, DEPARTMENT

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

RICHARD W. HAMLIN

Defendant.

P05CRF0161

P04CRF0132

VERDICT

We, the jury impaneled in the above entitled action find the Defendant, RICHARD W.
HAMLIN, guilty of the crime of **ASSAULT BY MEANS OF FORCE LIKELY TO
PRODUCE GREAT BODILY INJURY**, in violation of Penal Code Section 245(a)(1), as
charged in Count XVIII of the INDICTMENT.

Dated:

Jury Foreperson

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
RICHARD WILLIAM HAMLIN

Case No: P04CRF0132

MINUTE ORDER

=====

JURY TRIAL (In Progress)

Date: 01/05/06 Time: 8:30 am Dept/Div: 2

=====

Charges: 1) 206 PC-F C, 2) 273A(B) PC-M C, 3) 273A(B) PC-M C, 4) 273A(B)
5) 245(A)(1) PC-F A, 6) 422 PC-F C, 7) 273.5(A) PC-F Q
--- MORE CHARGES for this Case/defendant ---

**** JURY TRIAL - DAY 37 ****

Honorable Judge EDDIE T. KELLER presiding
Clerk: Dahlgren S.
Court Reporter DeLacy K.
Bailiff K. SCHMALZ

At 8:30 a.m. the Jury arrives to continue deliberation.
At 8:52 a.m. -
The jury sends a question to the court via the bailiff.
Question #14 reads "We feel we are "hopelessly
deadlocked" on 9 of the charges."
All parties are called to come to the court.

At 9:43 a.m. court convenes on the record in chambers
with the Court - Counsel and Defendant regarding
the last note from the Jury wherein they feel
they are deadlocked.
The Jury then told the Bailiff they may continue
to deliberate.
Discussion in chambers continues both on and
off the record regarding the jury impasse
instruction.
At 10:00 a.m. a note is sent back to the Jury reading
"After you sent this note - the bailiff indicated
you expressed a desire to deliberate further and
review evidence in order to possibly resolve the
remaining nine counts. It that your current
feeling."

At 10:04 a.m. the Jury sends an answer as Question #15
reading "Our feeling is we are still deadlocked on
8 of the remaining charges."
The Court and Counsel and Defendant hold
further discussion in chambers - then off
the record at 10:15 a.m.

At 10:20 a.m. the Jury is brought into the courtroom and
court reconvenes on the record with all present.
The Court asks the Jury questions regarding

Case Number : P04CRF0132People vs. RICHARD HAMLIN
=====

being deadlocked and the foreperson responds
as on the record.

Copies of the special jury instruction regarding
impasse are handed out to the Jury and the
Court reads the special instruction to the
Jury.

At 10:30 a.m. the Court directs the Jury to continue
their deliberations.

At 11:15 a.m. -

The jury sends a question to the court via the bailiff.
Question #16 reads "We need to hear any part
of Alec's testimony where a "coke can" is
mentioned."

Discussion held off record in chambers with
the Court - Defendant and the Court Reporter
regarding rough transcripts and the mention
of "Alec" and "coke can".

At 11:48 a.m. -

The jury sends a question to the court via the bailiff.
Question #17 reads "We have testimony from
Susan that says she was hit with the stick in
the laundry room - but your typed response to
us you told us that Count XVIII is for the alleged
assault on M. Hamlin with the stick and pipe
prior to going into the laundryroom. Which is it?
And if the stick occurred in the laundry room -
may we include that in considering Count XVII?"

Question #18 reads "Can we consider all
injuries occurring in the laundry room when we
rule on a special allegation for Count XVII
or just the nose breaking?"

The Defendant is brought into chambers and
Counsel are put on speaker phone - on the
record while the Jury goes to lunch.
Dep. D. A. Ashworth has gone to lunch so the
Clerk will try again after lunch.

NOON RECESS

At 13:20 p.m. -

The jury sends a question to the court via the bailiff.
Question #19 reads "Juror #7 has a prior
commitment for next Thursday so we will be
unable to meet that day."

The Court Reporter is looking for testimony etc.
so there is a delay in contacting counsel.

At 13:42 p.m. conference call held via speaker phone
in chambers - on the record.

Case Number : P04CRF0132 People vs. RICHARD HAMLIN
=====

The Court is present and the Defendant and Counsel are present by phone.

At 14:05 p.m. the answers to jury questions 17 - 18 and 19 are sent to the Jury.

The answer to Question #17 reads "Your recollection is correct. My specification to Count XVIII was incorrect in part. The prosecutor argued Count XVII was supported by the use of both the board or stick and pipe. But you must unanimously agree on whether it was the board or pipe or both. You may not consider this evidence as to Count IVII."

The answer to Question #18 reads "Just the nose breaking."

The answer to Question #19 reads "Ok".

At 14:36 p.m. a conference call is held at Defense Counsel Banning's request - on record - regarding the coke can (a few minutes).

At 15:00 p.m. a conference call is held without the People regarding the "coke can" until 3:15 p.m.

At 15:25 p.m. the Court Reporter reads back testimony for the Jury.

At 15:50 p.m. -
The jury sends a question to the court via the bailiff. Question #20 reads "Our verdict forms for Count IX have a special allegation attached to them. One of our jurors recalls the allegation being removed durring proceedings. Was it removed."

Conference call held with all parties.
At 16:01 p.m. the answer is sent to the Jury .
Jury Trial In Progress to resume 01-10-06 at 8:30 a.m. in Department 2.

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.
Bail to remain as previously set.

The answer to Question #20 reads "No.
If you find Mr. Hamlin guilty of the Penal Code section 273.5 charge in Count IX - you must also determine whether he personally inflicted great bodily injury on Mrs. Hamlin during the commission of that crime."

The Jury retires for the day shortly after 4:00 p.m.

2/23/06

Page: 4

Case Number : P04CRF0132 People vs. RICHARD HAMLIN
=====

Shortly thereafter; the Jury retires for the day.

Jury Trial (In Progress) to resume 01/10/2006, at 8:30, in
Dept. 2.

=====MINUTE ORDER END=====

=====MINUTE ORDER END=====

Dispo

MEDIA AGENCY (name): <u>The Sacramento Bee</u> CHANNEL/FREQUENCY NO.: _____ PERSON SUBMITTING REQUEST (name): <u>Lisa Roberts Hahn</u> ADDRESS: <u>2100 Q Street</u> <u>Sacramento, CA 95852</u> TELEPHONE NO.: <u>916.321.1162</u>	FOR COURT USE ONLY EL DORADO CO. SUPERIOR CT. FILED <u>Jan. 05, 2006</u> BY <u>[Signature]</u> Deputy CASE NUMBER: _____
Insert name of court and name of judicial district and branch court, if any: <u>Sacramento Superior and Municipal Courts</u>	
TITLE OF CASE: <u>People V.</u>	
NAME OF JUDGE: <u>The Hon. Eddie T. Keller</u>	
ORDER ON MEDIA REQUEST TO PERMIT COVERAGE	

AGENCY MAKING REQUEST (name): The Sacramento Bee

1. a. ☐ No hearing was held.
 b. ☐ Date of hearing: _____ Time: _____ Dept./Div.: _____ Room: _____
2. The court considered all the relevant factors listed in subdivision (e)(3) of California Rules of Court, rule 980 (see reverse).
3. ☐ **THE COURT FINDS** (findings or a statement of decision are optional): ☐ Attached ☐ As follows:

THE COURT ORDERS

4. The request to photograph, record, or broadcast is
- a. ☐ **denied.**
- b. ☒ **granted** subject to the conditions in rule 980, California Rules of Court, **AND** the following:
- (1) ☐ The local rules of this court regulating media activity outside the courtroom (copy attached).
 - (2) ☐ The order of the presiding or supervising judge regulating media activity outside the courtroom (copy attached).
 - (3) ☐ Payment to the clerk of increased court-incurred costs of (specify): \$ _____ to be determined.
 - (4) ☐ The media agency shall demonstrate to the court that the proposed personnel and equipment comply with California Rules of Court, rule 980, and any local rule or order.
 - (5) ☐ Personnel and equipment shall be placed ☐ as directed ☐ as indicated in the attachment ☐ as follows (specify): _____
 - (6) (i) ☐ The attached statement of agreed pooling arrangements is approved.
 (ii) ☐ A statement of agreed pooling arrangements satisfactory to the court shall be filed before coverage begins.
 - (7) ☐ This order
 - (i) ☐ shall not apply to allow coverage of proceedings that are continued.
 - (ii) ☐ shall apply to allow coverage of proceedings that are continued.
 - (8) ☒ Other (specify): no pictures of jurors or witnesses

5. Coverage granted in item 4b is permitted in the following proceedings:
- a. ☐ All proceedings except those prohibited by California Rules of Court, rule 980, and those proceedings prohibited by further court order.
- b. ☐ Only the following proceedings (specify type or date or both): _____
6. ☐ The order made on (date): _____ is ☐ terminated ☐ modified as follows (specify): _____

7. ☐ Number of pages attached:

Date: 1/5/06

Eddie Keller
 JUDGE

(See reverse for additional information)

MEDIA AGENCY (name): <u>The Sacramento Bee</u> CHANNEL/FREQUENCY NO.: _____ PERSON SUBMITTING REQUEST (name): <u>Lisa Roberts-Hahn</u> ADDRESS: <u>2100 Q Street</u> <u>Sacramento, CA 95852</u> TELEPHONE NO.: <u>916.321.1162</u>	FOR COURT USE ONLY <u>EL DORADO CO. SUPERIOR CT.</u> FILED _____ BY _____ Deputy CASE NUMBER: _____
Insert name of court and name of judicial district and branch court, if any: <u>Sacramento Superior and Municipal Courts</u>	
TITLE OF CASE: <u>People v. RICHARD W. HAMLIN</u>	
NAME OF JUDGE: <u>The Hon. Judge Eddie T. Keller</u>	
MEDIA REQUEST TO PHOTOGRAPH, RECORD, OR BROADCAST	

1. PORTION OF THE PROCEEDINGS TO BE COVERED (e.g., particular witnesses at trial, the sentencing hearing, etc.):

JURY VERDICTS

2. DATE OF PROPOSED COVERAGE (specify): 1-5-06 (File this form at least five court days before the proposed coverage date. If not feasible, explain good cause for noncompliance):

3. TYPE OF COVERAGE:

- | | |
|---|--|
| a. <input type="checkbox"/> TV camera and recorder | d. <input type="checkbox"/> Audio |
| b. <input checked="" type="checkbox"/> Still camera | e. <input type="checkbox"/> Other (specify): |
| c. <input type="checkbox"/> Motion picture camera | |

4. ☐ SPECIAL REQUESTS OR ANTICIPATED PROBLEMS (specify):

None - WE WILL NOT SHOOT JURORS.

5. ☐ INCREASED COSTS. This agency acknowledges that it will be responsible for increased court-incurred costs, if any, resulting from this media coverage (estimate): \$
☐ Amount unknown

6. PROPOSED ORDER. A completed, proposed order on Judicial Council form MC-510 is attached (required by Cal. Rules of Court, rule 980(e)(1)).

CERTIFICATION

I certify that if the court permits media coverage in this case, all participating personnel in this media agency will be informed of and will abide by the provisions of California Rules of Court, rule 980, the provisions of the court order, and any additional restrictions imposed by the court.

Date:

..... Lisa Roberts-Hahn
 (TYPE OR PRINT NAME)

[Signature]
 (SIGNATURE)

Telephone No.: 916.321.1162

[Signature]
 (SUPERVISORY POSITION IN MEDIA AGENCY)

NOTICE OF HEARING (A hearing is optional.)

A HEARING will be held as follows:

Date:	Time:	Dept./Div.:	Room:
Address of the court:			

Clerk, by _____, Deputy

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
RICHARD WILLIAM HAMLIN

Case No: P04CRF0132

MINUTE ORDER

=====

JURY TRIAL (In Progress)

Date: 01/04/06 Time: 8:30 am Dept/Div: 2

=====

Charges: 1) 206 PC-F C, 2) 273A(B) PC-M C, 3) 273A(B) PC-M C, 4) 273A(B)
5) 245(A)(1) PC-F A, 6) 422 PC-F C, 7) 273.5(A) PC-F Q
--- MORE CHARGES for this Case/defendant ---

**** JURY TRIAL - DAY 36 ****

Honorable Judge EDDIE T. KELLER presiding
Clerk: Dahlgren S.
Court Reporter DeLacy K.
Bailiff BROWN

At 8:30 a.m. the Jury arrives and begins deliberations
for the day.
The Jury asks for the verdict envelope back and
it is provided to them.

NOON RECESS

At 13:35 p.m. -
The jury sends a question to the court via the bailiff.
Question #13 reads "We disagree amongst
ourselves what sort of injury constitutes a
"great bodily injury". Other than there being
"significant or substantial bodily injury or
damage" is there any criteria that makes an
injury fall under great bodily injury? We are
having trouble deciding on six counts because
we don't agree."
The Court consults with the Defendant and
Counsel via speaker phone conference call
on the record.

At 14:15 p.m. an answer to Question #13 is sent to
the Jury reading "This is a question of fact for
you to decide after consideration of all the
evidence. The jury instructions on the elements
of the crimes charged - and the burden of proof.
The words "significant or substantial" have no
special legal definition other than the language
you have been given; apply your common
understanding to those terms."

At 16:03 p.m. the Jury retires for the day.
Jury Trial (In Progress) to resume 01/05/2006, at 8:30, in
Dept. 2.

2/23/06

Page: 2

Case Number : P04CRF0132 People vs. RICHARD HAMLIN
=====

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.

Bail to remain as previously set.

=====MINUTE ORDER END=====

=====MINUTE ORDER END=====

Dispo

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
RICHARD WILLIAM HAMLIN

Case No: P04CRF0132

MINUTE ORDER

=====

JURY TRIAL (In Progress)

Date: 01/03/06 Time: 8:30 am Dept/Div: 2

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Charges: 1) 206 PC-F C, 2) 273A(B) PC-M C, 3) 273A(B) PC-M C, 4) 273A(B)
5) 245(A)(1) PC-F A, 6) 422 PC-F C, 7) 273.5(A) PC-F Q
--- MORE CHARGES for this Case/defendant ---

**** JURY TRIAL - DAY 35 ****

Honorable Judge EDDIE T. KELLER presiding
Clerk: Dahlgren S.
Court Reporter DeLacy K.
Bailiff K. SCHMALZ / M. SILVESTRI

At 8:30 a.m. the Jury arrives to continue deliberations.
At 8:50 a.m. the Court - Defendant and Counsel hold
a conference call off the record - in chambers
regarding the question from the previous trial
day.
There are no changes in the answer to the Jury.

At 10:30 a.m. -
The jury sends a question to the court via the bailiff.
Question #10 reads "Thank you for being so
clear on your last answer. You told us that Count
IX was for the rib-breaking incident on Super
Bowl Sunday. Does it ONLY include the breaking
of ribs - or could it include any other corporal
injury during that tape?"
The Defendant and Counsel are placed on a
conference call via speaker phone in chambers on
the record - and Question #10 is discussed.
At 10:35 a.m. an answer is provided and reads "A verdict
on Count IX can only be based on the rib-breaking
incident as argued by the prosecutor."

At 11:38 a.m. -
The jury sends a question to the court via the bailiff.
Question #11 reads "When the jurors are
deadlocked on a specific charge and we have
discussed testimony over and over again without
a unanimous decision - what does it take to cut
off debate? A majority - or one individual?"

At 11:45 a.m. the Defendant and Counsel are placed on
a conference call via speaker phone regarding
Question #11.

Case Number : P04CRF0132 People vs. RICHARD HAMLIN
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At 11:57 a.m. an answer to Question #33 is sent to the Jury and reads "If you reach verdicts as to any particular counts - place all verdicts forms for that count in a sealed envelope which will be held by the Clerk until verdicts on all counts have been reached. If there are counts on which you believe you are hopelessly deadlocked - we will bring you into court and discuss that with you."

Noon recess.

At 14:45 p.m. in chambers off the record; the Court - Defendant and Counsel hold discussion re: jury issues and verdicts etc. then on the record at 2:55 p.m. until 3:00 p.m.
Answer / note #12 sent to the Jury reading "If you have reached verdicts on some counts earlier than today - try your best to decide on which dates you reached those verdicts and write those dates on the corresponding verdict forms."

At 15:07 p.m. the Court - Counsel and Defendant are again on a conference call regarding the impasse instruction.

The jury verdicts to date are sealed in an envelope and stored by the Clerk & Bailiff.
At 16:30 p.m. the Jury ends deliberations for the day.

Jury Trial (In Progress) to resume 01/04/2006, at 8:30, in Dept. 2.

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.
Bail to remain as previously set.

=====MINUTE ORDER END=====

=====MINUTE ORDER END=====

Dispo